

June 21, 1971

REC-36

62-2472-314
Mr. Philip Harford

Dear Mr. Harford:

Your letter was received on June 16th and
I thank you for your thoughtfulness in writing. Your kind
remarks and support of my work are most encouraging
and certainly mean a great deal to me.

Sincerely yours,

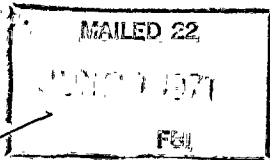
J. Edgar Hoover

NOTE: Correspondent is not identifiable in Bufiles.

MHB:klm (3)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY [redacted]

Tolson _____
Sullivan _____
Mohr _____
Bishop _____
Brennan, C.D. _____
Callahan _____
Casper _____
Conrad _____
Dalbey _____
Felt _____
Gale _____
Rosen _____
Tavel _____
Walters _____
Soyars _____
Beaver _____
Tele. Room _____
Holmes _____
Gandy _____



55 JUN 28 1971

MAIL ROOM ☐ TELETYPE UNIT ☐

b6
b7C

b6
b7C

June 13, 1971

in
Dear Mr. Hoover, O.F.E.I.

After reading the degrading newspaper articles about you and the FBI I would just like to say thank you for the job you are doing. It is very comforting to know that America has the FBI.

Sincerely,
Philip Harford

6-16-71
WHD
6-17-71

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/21/84 BY

232487

EX-112

Mr. Tolson	_____
Mr. Sullivan	_____
Mr. Mohr	_____
Mr. Bishop	_____
Mr. Brennan	CD_____
Mr. Callahan	_____
Mr. Casper	_____
Mr. Conrad	_____
Mr. Da'hey	_____
Mr. Felt	_____
Mr. Gale	_____
Mr. Rosen	_____
Mr. Tavel	_____
Mr. Walters	_____
Mr. Soyars	_____
Mr. Beaver	_____
Tele. Room	_____
Miss Holmes	_____
Miss Gandy	_____

Not
EXP. PROC.
 JUN 16 1971

REC-36 *62-24172-314*
 JUN 16 1971

CORRESPONDENCE

1. Sullivan

Mr. Tolson	✓
Mr. Sullivan	_____
Mr. Mohr	_____
Mr. Bishop	_____
Mr. Brennan	CD
Mr. Callahan	_____
Mr. Casper	_____
Mr. Conrad	_____
Mr. DeLoach	_____
Mr. Felt	_____
Mr. Gale	_____
Mr. Rosen	_____
Mr. Tavel	_____
Mr. Walters	_____
Mr. Soyars	b6
Mr. Beaver	b7C
Tele. Room	_____
Miss Holmes	_____
Miss Gandy	_____

2 [Redacted]
3 [Redacted]
June 13, 1971

Dear Mr. Hoover,

After reading the degrading newspaper articles about you and the FBI I would just like to say thank you for the job you are doing. It is very comforting to know that America has the FBI.

Sincerely,

Philip Harford

copy:mba

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY [Redacted]

b6
b7C

6/21/71
6/21/71

5

June 4, 1971

Handwritten: Bond 1/6 ✓

REC- 66

Handwritten: 62-24172-315

Mr. J. Herbert Foley, Sr.

[Redacted Address Box]

b6
b7C

Dear Mr. Foley:

I received your letter of May 28th and am grateful for your bringing to my attention the remarks of Mrs. Klapthor. It is most encouraging to know that she places the FBI in such a high position in the history of our country. Thank you for your thoughtfulness in writing.

Sincerely yours,

J. Edgar Hoover

MAILED 11
JUN - 4 1971
FBI

NOTE: Mr. Foley is on the Special Correspondents List. He is a former Special Agent who EOD 11-12-40 and retired 7-17-63. There is no record of Mrs. Klapthor in Bufiles.

JPK:ls (3)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/3/84 BY [Redacted]

b6
b7C

- Tolson _____
- Sullivan _____
- Mohr _____
- Bishop _____
- Brennan, C.D. _____
- Callahan _____
- Casper _____
- Conrad _____
- Dalbey _____
- Felt _____
- Gale _____
- Rosen _____
- Tavel _____
- Walters _____
- Soyars _____
- Tele. Room _____
- Holmes _____
- Gandy _____
- Mr. Beaver

51 JUL 2 1971

MAIL ROOM ☐ TELETYPE UNIT ☐

Handwritten notes and stamps:
JUN 3 3 05 PM '71
REC-D RICHOB
FBI
Various signatures and initials

Mr. Tolson ✓
 Mr. Sullivan ✓
 Mr. Mohr ✓
 Mr. Bishop ✓
 Mr. Brennan CD
 Mr. Callahan ✓
 Mr. Casper ✓
 Mr. Conrad ✓
 Mr. Dalbey ✓
 Mr. Felt b6
 Mr. Gale b7C
 Mr. Rosen ✓
 Mr. Tavel ✓
 Mr. Walters ✓
 Mr. Soyars ✓
 Tele. Room ✓
 Miss Holmes ✓
 Miss Gandy ✓

May 28, 1971

Mr. Beaver

J. Edgar Hoover, Director
 Federal Bureau of Investigation
 Ninth and Pennsylvania Avenue, N.W.
 Washington, D.C.
 20535

Dear Boss:

0 7.B.I.

~~X~~ We visited yesterday with Mrs. Margaret Klapthor, curator Smithsonian Institution, Washington, D.C.

During the course of conversation, Mrs. Klapthor suggested that ~~X~~ a historical study be made for the Smithsonian of the Federal Bureau of Investigation history. Her view was that the FBI had figured so prominently in the historical development of the United States that a factual presentation should be kept.

Mrs. Klapthor states that she has been employed by the Smithsonian Institution for twenty-eight years. She and her husband reside near the capitol. Her husband was formerly curator at the DAR Museum. They have [redacted]

EXP. PROC. JUN 1 1971 30

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 7/3/84 BY [redacted]

With best regards,

Very truly yours,

Herbert Foley, Sr.

FORMER AGENT

b6
 b7C

HF:SW

Herbert Foley, Sr.

Orthopaedic
 Hospital

2400 South Flower Street Los Angeles, California 90007

EX-100

JUN 2 1971

CORRESPONDENCE

EX-105

REC-60

August 6, 1971

62-74172-316

Mr. Martin Douglas Opem

B. APPROX 1946

Dear Mr. Opem: MARTY

Your letter of August 3rd has been received and I was glad to learn of your interest in the FBI.

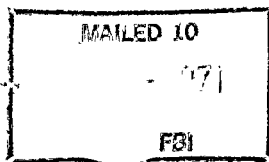
In reply to your inquiry, because of the nature of our work, it has not been found feasible to sponsor an auxiliary organization. All citizens can, of course, be of assistance to us by bringing to our attention any information they may possess indicative of criminal or subversive activities within our jurisdiction.

Enclosed are publications about this Bureau which I hope you will enjoy reading.

Sincerely yours,

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY [redacted]

John Edgar Hoover
Director



Enclosures (3)

Cooperation the Backbone of Effective Law Enforcement
Know Your FBI
99 Facts about the FBI

NOTE: Correspondent is not identifiable in Bufiles.

MHB:lrs (3)

FAIC

62 AUG 10 1971

- Tolson _____
- Felt _____
- Sullivan _____
- Mohr _____
- Bishop _____
- Brennan, C.D. _____
- Callahan _____
- Casper _____
- Conrad _____
- Dalbey _____
- Gale _____
- Ponder _____
- Rosen _____
- Tavel _____
- Walters _____
- Soyars _____
- Tele. Room _____
- Holmes _____
- Gandy _____

MAIL ROOM ☐ TELETYPE UNIT ☐

b6
b7C

b6
b7C

TRUE COPY

August 3, 1971

Dear Mr. J. E. Hoover

My name is Martin Douglas Opem [redacted]

b6
b7c

[redacted] I would like to know why is no F.B.I. auxiliary?
There are Air Force Auxiliary and the U. S. Navy as an
Auxiliary and there are Police Officer Aux's. Why not a
O F.B.I. Auxiliary?

Your friend

Marty

R

EX-105

62-24172-316

REC-60

~~62-24172~~

TRUE COPY

1 AUG 6 1971

ack/mae
9/6/71
MHE: [unclear]
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/3/84 BY [redacted]

Marty Opem

b6
b7c

10/1/71
8/1/71
Sue

August 3, 1971

Dear Mr. J. E. Hoover

My name is Martin Douglas

① Please inform [redacted]

b6
b7C

[redacted] I would like to know why is no F&B's auxiliary? There are Air Force auxiliary and the U.S. Navy as an auxiliary and there are Police officers auxia. Why not a F&B's auxiliary?

Your ~~friend~~ friend
Marty

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY [redacted]

b6
b7C

CORRESPONDENCE

157
8/4/71
[initials]

September 2, 1971

EX-102

62-11175-317
Mr. Henry L. Hixson

Dear Mr. Hixson:

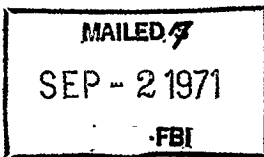
It was certainly a pleasure to receive your letter of August 27th and I want to thank you for your kind offer of assistance.

I am glad to hear from citizens who display an unwavering faith in democracy. The support you expressed in connection with unwarranted criticism directed at this Bureau is indeed appreciated.

I want to assure you that the FBI has been built upon a firm foundation and if we can maintain the confidence of those who want to remain free, we will ride out this temporary storm which seems to be upon us as a Nation.

In view of your interest, I am enclosing literature pertaining to some of the organizations which are fomenting unrest in our country.

Sincerely yours,
J. Edgar Hoover



ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY SP1 [redacted]

Enclosures (3)

The Revolutionary-Guerrilla Attacks Law Enforcement and Democratic Society: An Analysis of the Destructive Power of the Fanatical Few
The SDS and the High Schools
A Study in Marxist Revolutionary Violence: Students for a Democratic Society, 1962-1969

NOTE: No record Bufiles identifiable with correspondent.

RWE:ncr (3)

MAIL ROOM ☐ TELETYPE UNIT ☐

b6
b7C

b6
b7C

Mr. Tolson ☒
 Mr. Felt ☒
 Mr. Sullivan ☒
 Mr. Mohr ☒
 Mr. Bishop ☒
 Mr. Brennan ☒
 Mr. Callahan ☒
 Mr. Casper ☒
 Mr. Conrad ☒
 Mr. Dalbey ☒
 Mr. Gale ☒
 Mr. Ponder ☒
 Mr. Rosen ☒
 Mr. Tavel ☒
 Mr. Walters ☒
 Mr. Soyars ☒
 Tele. Room ☒
 Miss Holmes ☒
 Miss Gandy ☒

August 27, 1971

Mr. J. Edgar Hoover, Director
 United States Department of Justice
 Federal Bureau of Investigation
 Washington, D. C. 20535

Dear Mr. Hoover:

In this age we are living in, I realize that you probably do not receive letters of this type very often. For this reason, coupled with a strong conviction in this country, I feel a sincere need to express to you the following:

First, let me start by saying that I am a true American citizen and a firm believer in democracy. I am not a member of any underworld organization or hippie-type colony--I am just a strong-hearted American that is disgusted with the way this country is being lead. I've especially been upset at the uncalled for harsh publicity the F. B. I. and you have been receiving over the past several years. As the crime rates rise and communism continues to grow like a spreading cancer, why can't all Americans back you and your organization in every possible way. Whether it be wire taps or civilian spying, we have got to stop the spread of crime and communism. This must be done not just for our generation, but for the future generations to come.

I sincerely hope that the F. B. I. will remain strong and will not back off from using any necessary means to uphold law enforcement and the American way of life in this world.

Yes, Mr. Hoover, this is one American that is behind you in every respect. In closing, I must make the following request -- keep a firm hand and maybe the freedom that remains in this country will last for generations to come.

Please let me know if I can help in any way.

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 7/31/84 BY [redacted]

Sincerely,

EX-102

Henry L. Hixson

HLH:dlp

Mr. Henry L. Hixson

62-2417-317
 9-3
 AUG 30 1971

CORRESPONDENCE

EXP. PROC.
 37 AUG 30 1971

b6
 b7C

9-2-71
 WEH

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. Callahan

DATE: August 5, 1971

FROM : H. N. Bassett *HNB*

F.B.I.

Tolson _____
Felt _____
Sullivan _____
Mohr _____
Bishop _____
Brennan, C.D. _____
Callahan _____
Casper _____
Conrad _____
Dalbey _____
Gale _____
Ponder _____
Rosen _____
Tavel _____
Walters _____
Soyars _____
Tele. Room _____
Holmes _____
Gandy _____

SUBJECT: UNKNOWN SUBJECT - DESIROUS OF LEAVING
PORTION OF ESTATE IN WILL TO FBI
INQUIRY FROM ATTORNEY ZACHARY WELLMAN,
NEW YORK CITY 1501 BROADWAY, N.Y.C.

Miller to JGM to
EMPLOYED

At 3:30 p.m., 8/5/71, Attorney Zachary Wellman of the law firm Vladeck, Elias, Vladeck and Louis, 1501 Broadway, New York City, phone 212-239-4200, telephonically contacted the Personnel Office to advise that a client who is leaving the country on a trip shortly is desirous of revising her will for the purpose of establishing a fund or otherwise leaving the money to the FBI to be used for needy, injured or deceased FBI Agents or their families. He said his client is interested in specifying that the money be dispensed at the discretion of the Director of the FBI or some individual or group designated by him.

Wellman stated at this time the identity of his client is confidential but stated that she is not at all well-known but just an individual who has apparently had some contact with the FBI in terms of a relative or friend employed by the FBI at some time and wants to be of assistance to needy Agents or their dependents. Basically, it is possible to bequest money to funds such as the Special Agents Insurance Fund or the Charles S. Ross Fund, but it is not possible to leave money to the FBI per se. Wellman reiterated there is some degree of urgency to the matter as his client intends to leave the country on a trip shortly.

REC-15 *62-24172-318*
11 AUG 11 1971

RECOMMENDATION:

EX-105

That Wellman's call be returned and the funds to which such bequests may be made outlined to him so that he can determine whether his client desires to make a bequest for such purposes in which event the Bureau would furnish him suggested language for use in the preparation of his client's will.

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE *7/31/84* BY *[signature]*

RGH:ccb (6)

- 1 - Mr. Mohr
- 1 - Mr. Bassett
- 1 - Mr. Dalbey
- 1 - Mr. Miller

COPY MADE FOR MR. TOLSON

OCT 19 1971

b6
b7c

October 20, 1971

REC 25

EX-101

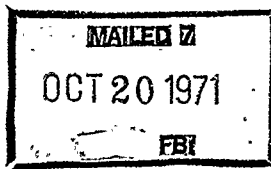
62-2-2-319



Dear

I was pleased to learn from your letter received on October 18th that you and your family enjoyed your tour of FBI Headquarters.

In response to your request, I am enclosing some material pertaining to the activities and history of this Bureau which I hope will be of assistance in connection with your school-work. You may also want to refer to the Young Readers' Edition of "The FBI Story," a book written by Don Whitehead, for additional information about some of the cases we have investigated. Perhaps a copy will be available at your school or local library.



Sincerely yours,
J. Edgar Hoover

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/2/84 BY

Enclosures (5)
FBI Tours
A Closer Look at the FBI
Fingerprint Identification
The FBI Laboratory
99 Facts

1 - Tour Room - Enclosure

NOTE: Correspondent not identifiable Bufiles.

EFT:dlb (4)

MAIL ROOM ☐ TELETYPE UNIT ☐

Tolson _____
Felt _____
Rosen _____
Mohr _____
Bishop _____
Miller, E.S. _____
Callahan _____
Casper _____
Conrad _____
Dalbey _____
Cleveland _____
Ponder _____
Bates _____
Tavel _____
Walters _____
Soyars _____
Tele. Room _____
Holmes _____
Gandy _____

b6
b7C

b6
b7C

Handwritten notes and signatures:
partly
Tolson
J. Edgar Hoover
J. Edgar Hoover

TRUE COPY



Oct. 7, 1971

J. Edger Hoover
F.B.I Building
Washington D.C.

Dear Sir,

Last summer my family took a tour of the F.B.I. building and I thought it was very interesting.

My name is [redacted] I live in [redacted] and go to [redacted] (I am in sixth grade) Our assignment was to write a business letter and to have you write back, Could you also send me some information about the F.B.I.

This is due by the report card period, on Nov. 7.

Thank You

Sincerely,



EX-101

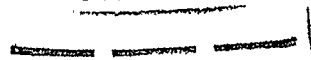
REC 25

44-24172-319

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY [redacted]

TRUE COPY

8 OCT 22 1971



17c
10-19-71
ack 10-20-71
10-24-71

8-2/8

b6
b7C

b6
b7C

b6
b7C

December 13, 1971

REC-22 62-24172-320

Honorable John J. Sparkman
United States Senate
Washington, D. C. 20510

My dear Senator:

Your communication enclosing a copy of a letter from Mr. Sam C. Black, Jr., of [redacted] Alabama, was received on December 8th.

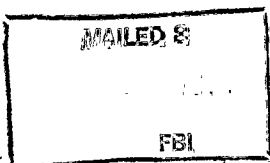
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In response to your constituent's inquiry, the FBI is subject to audit by the General Accounting Office and, in fact, an on-site audit is in progress at the present time.

As you requested, your enclosure is being returned.

Sincerely yours,

J. Edgar Hoover



Enclosure

1 - Birmingham - Enclosures (2)

1 - Mr. M. A. Jones - Enclosures (2) (detached)

NOTE: Bufiles disclose cordial relations with Senator Sparkman and Sam C. Black, Jr., is not identifiable. Answer suggested by Administrative Division.

Tolson _____
Felt _____
Rosen _____
Mohr _____
Bishop _____
Miller, E.S. _____
Callahan _____
Casper _____
Conrad _____
Dalbey _____
Cleveland _____
Ponder _____
Bates _____
Tavel _____
Walters _____
Soyars _____
Tele. Room _____
Holmes _____
Gandy _____

JBT:scl (7)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY [redacted]

DEC 17 1971

MAIL ROOM ☐ TELETYPE UNIT ☐

b6
b7C

✓
PBT
7

United States Senate

Respectfully referred to

Congressional Liaison

.....Federal Bureau of Investigation.....

for such consideration as the communication
herewith submitted may warrant, and for a report
thereon, in duplicate to accompany return of
inclosure.

By direction of

John Sparkman

GPO 16-73397-2

John Sparkman

U. S. S.

(D-ALA.)

*ack/nml
12-13-71
JBT:cel*

*sc
12/6/71*

13

Mr. Tolson	
Mr. Felt	
Mr. Rosen	
Mr. Mohr	
Mr. Bishop	
Mr. Winter, ES	
Mr. Callahan	
Mr. Casper	
Mr. Conrad	
Mr. DeLoach	
Mr. Cleveland	
Mr. Ponder	
Mr. Bates	
Mr. Tavel	
Mr. Walters	
Mr. Soyars	
Tele. Room	
Miss Holmes	
Miss Gandy	

Appl

EXP. PROC.

DEC 8 1971

REC-22-62-24172-220

DEC 8 1971

ENCLOSURE

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/3/84 BY [redacted]

CORRESPONDENCE

b6
b7c

[REDACTED]
Nov. 24, 1971

b6
b7C

Senator John Sparkman
Washington, D.C.

Dear Senator Sparkman:

It is my understanding that the Fed. Bur. of
Inves. is exempt from investigation by the General
Accounting Office. Is this true?

Please send me some campaign literature.

Yours truly,

Sam C. ~~X~~Black Jr

copy:djk

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/3/84 BY [REDACTED]

b6
b7C

22-24172-320
ENCLOSURE

NOV 29 1971

b6
b7C

Senator John Sparkman

Nov. 29, 1971
Senator John Sparkman
Washington, D.C.

Dear Senator Sparkman:

It is my understanding that
the Fed. Bur. of Cons. is
interested in investigation by the
General Accounting Office. Is
this true?

Please send me some
campaign literature.

Sincerely,
Wm. C. Kilgore

Wm. C. Kilgore

orig returned to
Sen. Sparkman
12-13-71
JBT:all

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY [redacted]

b6
b7C

EX-104

September 11, 1972

REC-60

100-24172-321

Mr. Gary Browder

Dear Mr. Browder:

Your letter addressed to the Bureau of Narcotics and Dangerous Drugs was forwarded to this organization and received here on September 5th.

For your information, the FBI was created by an order of the Attorney General of the United States dated July 26, 1908. This action was subsequently confirmed by another order on March 16, 1909. Copies of these orders are enclosed.

If you are not already familiar with it, you may wish to read "The FBI Story" by Don Whitehead, which is a comprehensive and accurate treatment of our history, activities and responsibilities. This book identifies the former directors. Perhaps a copy of it will be available in your local library.

I am also enclosing other material about our organization which you may not have had the opportunity to read.

Sincerely yours,

L. Patrick Gray III

L. Patrick Gray, III
Acting Director

MAILED 8

SEP 11 1972

FBI

Enclosures (5)

Orders Establishing Bureau of Investigation of the Department of Justice, 7-26-08 and 3-16-09
Know Your FBI
The Story of the FBI
99 Facts About the FBI

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY [redacted]

NOTE: Bufiles contain no information identifiable with correspondents

PLA:cs (3)

MAIL ROOM ☐ TELETYPE UNIT ☐

Felt _____
Baker _____
Bates _____
Bishop _____
Callahan _____
Cleveland _____
Conrad _____
Dalbey _____
Jenkins _____
Marshall _____
Miller, E.S. _____
Ponder _____
Soyars _____
Walters _____
Tele. Room _____
Mr. Kinley _____
Mr. Armstrong _____
Ms. Herwig _____
Mrs. Neenan _____

b6
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b6
b7C

ROUTING AND TRANSMITTAL SLIP		ACTION	
1 TO (Name, office symbol or location) <i>SC-1A</i>	INITIALS	CIRCULATE	
	DATE	COORDINATION	
2 <i>FBI</i>	INITIALS	FILE	
	DATE	INFORMATION	
3	INITIALS	NOTE AND RETURN	
	DATE	PER CON - VERSATION	
4	INITIALS	SEE ME	
	DATE	SIGNATURE	

REMARKS

Back

Do NOT use this form as a RECORD of approvals, concurrences, disapprovals, clearances, and similar actions.

FROM (Name, office symbol or location) <i>DOF BND</i>	DATE
	PHONE

OPTIONAL FORM 41

AUGUST 1967

GSA FPMR (41CFR) 100-11.206

* GPO : 1970 O - 406-308 5041-101

FILE

A
8

B.

Dear Sir:

O F.B.I.

Before the F.B.I. came into operation
was there another organization that
served the same purposes but was
headed by someone other than
J. Edgar Hoover. I would appreciate
your reply to this very much

Thank you

Chas Browder



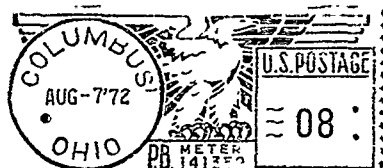
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/04 BY [redacted]

CORRESPONDENCE

b6
b7C

- a 1-1-72
9 11-11-72
21 11-11-72

Browder



U.S. Department of Justice
Bureau of Narcotics and Dangerous Drugs

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY [redacted]

Washington D.C. 20537

EX-104

REC-60

62-24172-31

20 SEP 12 1972

b6
b7C

Re-organization of The Federal Bureau
of Investigation

SEP 18 11 01 AM '72

DEPT. OF JUSTICE
MAIL ROOM
OROM

SEP 15 9 16 PM '72

RECD. BU. OF

F. B. I.

DEPT. OF JUSTICE
MAIL ROOM
OROM

- 1 - all officers should wear uniforms
- 2 - Army Test Grade score of 125 - up.
- 3 - Table of Operations - police activity
- 4 - Whenever the Director retires - or
for other causes leaves the Service,
the next man in line steps up
for duty.

DORSEY F. HART



PF

b6
b7C

SI-106
REC-67

62-24172-322

Note - The above listed suggestions are
reflective of my attitude subsequent to
media reports on this topic.

14 SEP 25 1972

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY [redacted]

ACK

51 SEP 29 1972

Respectfully submitted
Dorsey F. Hart
FBI file

b6
b7C

CORRESPONDENCE

CHANGES IN FBI POLICY UNDER ACTING DIRECTOR
L. PATRICK GRAY, III

1. The position of Special Agent opened to women.
2. Increased emphasis on minority recruiting.
3. Establishment of the Office for Planning and Evaluation.
4. Periodic conferences with Special Agents in Charge (SACs) initiated.
5. Periodic conferences with Assistant Special Agents in Charge (ASACs) initiated.
6. FBI priorities reordered - 3 most important topics are organized crime, subversion, and drugs.
7. Emphasis placed on quality rather than quantity of organized crime cases.
8. Acting Director, accompanied by Mrs. Gray, visited field offices.
9. Top FBI officials sent on visits to field offices.
10. Increased use of Executives Conference.
11. Initiated an exchange of Headquarters personnel with the field (i.e., Bates and Gebhardt transfers).
12. Opening the window - new press policy, increased contacts.
13. Increased contact with the public through civic and law enforcement groups.
14. Instituted meetings with Police Chiefs of 50 major cities.
15. Instituted specialized seminars for police at FBI National Academy at Quantico.
16. Increased the size of National Academy classes.
17. Emphasized the importance of exchanging information gained about narcotics violations with other law enforcement agencies.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY

ENCLOSURE

b6
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62-24110-323X

Memorandum for Mr. Ralph E. Erickson, Deputy Attorney General

Similarly, FBI investigations of possible attempts to subvert our form of government demonstrate that a popular government can protect the security of the nation without denying basic freedoms.

The effectiveness of the FBI as an institution in our American Republic requires that it respect the sovereignty and jurisdiction of state and local authorities while also demonstrating its willingness to continue rendering, consistent with Constitutional and statutory limitations, to other law enforcement agencies the assistance requested.

The FBI has remained faithful to these requirements. We are deeply committed to the long-standing policy of the FBI to strongly resist any effort to establish a national police force.

As far as our assistance to other law enforcement agencies is concerned, a major portion of the operation of FBI Headquarters Divisions is devoted to providing laboratory, training, identification and computerized information services to municipal, county and state law enforcement agencies.

My meetings with the police chiefs of the major cities in the United States over the past several months have further affirmed the FBI's determination to build the bonds of co-operation throughout the law enforcement profession. In addition, we have held two symposiums of leading law enforcement officials. The first was on Police-Community Relations; the second, Urban Police Patrol Practices. We will continue to hold such symposiums on important law enforcement issues.

The mutual exchange of current criminal intelligence information between the FBI and other law enforcement agencies on a continual basis has been and is an effective tool in combatting crime. The Bureau's policy of exchanging information includes the furnishing of information to law enforcement agencies at the Federal level. I refer to this specifically because of actions I have ordered to assure that the FBI disseminates to the Bureau of Narcotics and Dangerous Drugs and other interested agencies as much information in our possession as possible concerning narcotics.

3. Much more action is needed to stem the crime problem in this country than just successful investigations and arrests

Mr. Ralph E. Erickson
Deputy Attorney General

December 11, 1972

L. Patrick Gray, III
Acting Director, FBI

62-24112-323X

EX-103 REC-67

PERS. REC. UNIT

Summary of Long-Range Objectives

In response to your memorandum of December 7, 1972, on the above subject, the following brief summary is submitted for each of the four items you mentioned.

1. The primary objective of the Federal Bureau of Investigation is to investigate violations in over 140 categories of federal crimes. Every activity of the FBI is and should be directed toward the effective performance of that mission. During a period of transition following Mr. Hoover's untimely passing, it has been my personal goal to maintain the Bureau's effective performance and take whatever steps I could to improve upon it. This includes assuring that the Bureau is responsive to the challenge of change so as to keep pace with steadily advancing technology and constantly shifting trends in crime.
2. At the outset of this transition period, several key priority areas were identified in order that greater effort would be focused on them: organized crime, general crime, subversion and espionage (counterintelligence), assistance to state and local law enforcement, and drugs.

The transition to new leadership at the FBI has been made without any loss whatsoever in the FBI's integrity and effectiveness. Its investigations of Federal crimes within its jurisdiction have continued without the least interruption. For example, in FY 1972, the FBI's drive against organized crime hit an all-time high with a continuing series of major gambling raids and the conviction of more than 750 racket figures, including some of the country's ranking syndicate leaders.

25 MAY 4 1973

ENCLOSURE

Organized crime investigations, like all FBI criminal investigations, are designed to uphold the rights of all citizens to the full protection of the law without departing from the deep respect for civil liberties and the strict conformity with due process that have characterized the FBI's performance of duty over the years.

Mr. Gray

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HEREIN IS UNCLASSIFIED
DATE 7/21/84 BY

SENT FROM D.O.

DEC 11 1972

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MAIL ROOM ☐

TELETYPE UNIT ☐

Felt
Baker
Bates
Bishop
Callahan
Cleveland
Conrad
Dalbey
Jenkins
Marshall
Miller, E.S.
Ponder
Soyars
Walters
Tele. Room
Mr. Kinley
Mr. Armstrong
Ms. Herwig
Mrs. Nease

b6
b7c

Memorandum for Mr. Ralph E. Erickson, Deputy Attorney General

the FBI does whenever this can be done without jeopardizing our operations. Frequent contacts by the Acting Director with members of the communications media are an example of this.

If we expect the public to extend to the FBI the support we so greatly need, especially at a time when the law enforcement profession finds itself under increasing attack, both physical and verbal, then the FBI must welcome within its ranks members of all legitimate groups in our society, who meet the high standards required of members of the FBI. To this end, we have increased our efforts to attract into our organization Blacks, Asian-Americans, Spanish-Speaking Americans, American Indians and women. These intensified recruiting efforts will continue and the presence within the FBI of men and women with varied backgrounds will further enhance the effectiveness of this Bureau.

Enclosure

Memorandum for Mr. Ralph E. Erickson, Deputy Attorney General

of criminals. However, I am confident that the law enforcement profession within its areas of responsibility will make an even greater contribution to the national effort to win the war against crime.

This greater contribution can be achieved through proper motivation and communication throughout the law enforcement profession.

Human beings can be motivated to do more for their self-satisfaction and for the development of their particular organization. Motivation is one concept which can be relied upon to increase the effectiveness of the FBI. A person's ability to inspire those whom he is expected to lead has been and should continue to be an influential factor in the approval of persons for positions of responsibility in the FBI.

Many of the major policies of the FBI are under review. Several months ago, we established the Office of Planning and Evaluation, headed by an Assistant Director, for just this purpose. It has been given a broad charter to review any and all Bureau operations and recommended changes. As an example of this, we have now established specific guidelines for hardship personnel transfers. For the first time, we have accepted applications for the Special Agent position from women. Future studies will include the training curriculum for Special Agents. A comprehensive list of recent changes in FBI policy is attached to provide other examples.

4. Communication is also a means of obtaining improved performance. Visits by the Acting Director to FBI field offices, visits by other Headquarters Personnel to field offices, the exchange of Headquarters and Field Personnel, meetings of the FBI Executives' Conference with the Acting Director, and the convening of conferences of our SAC's and ASAC's, all illustrate the importance of good communication within the FBI. These are all new procedures introduced during this transition period. But communication is not the only means of fulfilling our objectives. Public confidence in and support for the law enforcement profession is vital if we are to achieve our objectives. Therefore, we should look upon communication with the public as an important means of further ensuring the cooperation of the public with the FBI. With this in mind, we should continue to "open the window a little" and allow the public to see and understand more of what

Memorandum for Mr. Ralph E. Erickson, Deputy Attorney General

the FBI does whenever this can be done without jeopardizing our operations. Frequent contacts by the Acting Director with members of the communications media are an example of this.

If we expect the public to extend to the FBI the support we so greatly need, especially at a time when the law enforcement profession finds itself under increasing attack, both physical and verbal, then the FBI must welcome within its ranks members of all legitimate groups in our society. who meet the high standards required of members of the FBI. To this end, we have increased our efforts to attract into our organization Blacks, Asian-Americans, Spanish-Speaking Americans, American Indians and women. These intensified recruiting efforts will continue and the presence within the FBI of men and women with varied backgrounds will further enhance the effectiveness of this Bureau.

Enclosure

18. Established guidelines on the assignment of Special Agents to investigate civil rights cases involving police.
19. Formally established the Law Enforcement Advisory Committee.
20. Personnel changes - 5 top officials retired.
21. Decided not to fill the two Assistant to the Director positions.
22. Personnel changes - Retirement of Wesley Grapp, reassignments of Robert Kunkel and Richard Rogge.
23. Acting Director met with leaders of the Committee on Public Justice.
24. Acting Director met with Congressional and Department of Justice summer interns and Federal Personnel Interchange.
25. White House Fellow on staff of FBI.
26. Eligibility requirements for Special Agent position changed for enlisted military personnel.
27. Hardship Transfer Policy initiated.
28. Weight limits for Special Agents modified.
29. Grooming and dress standards modified.
30. Rules changed to allow personnel to have refreshments at their desks.
31. Women allowed to serve as Tour Leaders.
32. Rules changed to allow women to smoke at their desks on an equal basis with men.
33. Automobiles - one limousine sold, two Mercurys leased.
34. Activation of kitchen.
- *35. Increased use of undercover agents.
- *36. Approved use of sport model cars.

* These items should not be made public, as public knowledge of them would adversely affect FBI operations.

Mr. Felt _____
Mr. Baker _____
Mr. Callahan _____
Mr. Cleveland _____
Mr. Conrad _____
Mr. Dalbey _____
Mr. Gebhardt _____
Mr. Jenkins _____
Mr. Marshall _____
Mr. Miller, E.S. _____
Mr. Purvis _____
Mr. Soyars _____
Mr. Walters _____
Tele. Room _____
Mr. Kinley _____
Mr. Armstrong _____
Ms. Herwig _____
Mrs. Neenan _____

Memorandum

TO : L. Patrick Gray, III
Acting Director
Federal Bureau of Investigation

DATE: December 7, 1972

FROM : Ralph E. Erickson *REE*
Deputy Attorney General

SUBJECT: Summary of Long-Range Objectives

As part of a comprehensive review of Department of Justice activities, the Attorney General is assessing the long-range objectives of each unit within the Department.

Please submit to me no later than 12 noon, December 11, 1972, a brief summary of the following items for your organization:

- 1) The overall objectives;
 - 2) The current status of the accomplishment of those objectives;
 - 3) The opportunities for improvement in accomplishing those objectives;
 - 4) The means for improving the accomplishment of those objectives.
- RE*

Please include two copies of your response. Thank you.

REC-67

62-241

-1323 X

EX-103

25 MAY 4 1973

PERS. REC. UNIT

EXP. PROC.

DEC 8 1972

L. Patrick Gray, III
Acting Director
Federal Bureau of Investigation

December 7, 1972

Ralph E. Erickson
Deputy Attorney General

Summary of Long-Range Objectives

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Please submit to me no later than 12 noon, December 11, 1972, a brief summary of the following items for your organization:

- 1) The overall objectives;
- 2) The current status of the accomplishment of those objectives;
- 3) The opportunities for improvement in accomplishing those objectives;
- 4) The means for improving the accomplishment of those objectives.

Please include two copies of your response. Thank you.

REC 44

Dear Mr. Kane: Dear Sir,

I would like to assure you that while I have made some changes in the "style" of the FBI, there has been no change in the substance--nor will there be. You can be assured I will make every effort to uphold the tradition of efficient service established by the late Director and there will be no lessening of our adherence to our sworn duty.

Sincerely yours,

L. Patrick Gray III

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY 5A

MAILED 5

NOV 2 1972

FBI

Nation's Business

Acting Director's Speech before Thomas More Society, 5-17-72

Acting Director's Speech to the Fourth Annual Crime Control

Conference of the Governor of Mississippi, Biloxi, Mississippi

NOTE: Correspondent could not be identified in Bufiles.

awt: jkm (3)

Felt _____
Baker _____
Bates _____
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Callahan _____
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Jenkins _____
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Ponder _____
Soyars _____
Walters _____
Tele. Room _____
Mr. Kitley _____
Mr. Armstrong _____
Mrs. Herwig _____
Mrs. Neenan _____

MAIL ROOM ☒TELETYPE UNIT ☐

Mr. Felt _____
 Mr. Baker _____
 Mr. Bates _____
 Mr. Bishop _____
 Mr. Callahan _____
 Mr. Cleveland _____
 Mr. Conrad _____
 Mr. Dalbey _____
 Mr. Jenkins _____
 Mr. Marshall _____
 Mr. Miller, E.S. _____
 Mr. Ponder _____
 Mr. Soyars _____
 Mr. Walters _____
 Tele. Room _____
 Mr. Kinley _____
 Mr. Armstrong _____
 Ms. Herwig _____
 Mrs. Neenan _____



Oct 1, 1972

Dear Mr President;

I wish to offer you my congratulations on your Foreign Policy Successes and at the same time express my concern regarding the future of the F.B.I.

The F.B.I. was brought from a weak ineffectual organization to the most formidable crime fighting force in the world today by the late J. Edgar Hoover. The F.B.I. was kept above and beyond politics, and had the highest of standards which all were expected to attain.

By the actions of Mr. L Patrick Grey over the last few months I cant help but wonder if the high standards that Mr Hoover set aren't slowly but ever so surely being slowly undermined.

Concerned Citizen
 Martin L Kane

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED

DATE 7/31/84 BY [redacted]

P.S. I certainly hope you will formulate a plan to guarantee the safety of citizens on our streets, even if it take the National Guard as part of their training to supplement the Police Departments in our Cities

copy:skr

11-2-72
 awt/jk

nm/

7/11/85

Justice

Oct 1, 1972

F.B.I.

Dear Mr. President;

I wish to offer you my congratulations on your Foreign Policy successes and at the same time express my concern regarding the future of the F.B.I.

The F.B.I. was brought from a weak ineffectual organization to the most formidable crime fighting force in the world today by the late J. Edgar Hoover. The F.B.I. was kept above and beyond politics, and had the highest of standards which all were expected to attain.

By the actions of Mr. L. Patrick Gray over the last few months I can't help but wonder if the high standards that Mr. Hoover set haven't already but ever so surely being slowly undermined.

REC 44

62-2472-363
A Concerned Citizen
Martin L. Kane

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY

CORRESPONDENCE

P.S. I certainly hope you will formulate a plan to guarantee the safety of citizens on our streets, even if it takes the National Guard as part of their training to supplement the Police Department in our cities.

EXP. PROC.

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car

pm
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HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY

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C

Enlow
ST-114

January 2, 1973

REC 44

100-24172-325



Dear 

In reply to your letter received on December 27th, it is a pleasure to enclose material concerning the activities of this Bureau which I hope will be of assistance in preparing your research paper. For additional information about our work and the history of the FBI, you may want to refer to "The FBI Story," a book written by Don Whitehead. A copy may be available in your school or local library.

Sincerely yours,

MAILED 5

JAN 2 1973

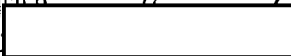
FBI

L. Patrick Gray III
L. Patrick Gray, III
Acting Director

Enclosures (5)
The FBI After Hoover
Cooperation the Backbone of Effective Law Enforcement
Know Your FBI
The Story Of The FBI
99 Facts About The FBI

NOTE: Correspondent is not identifiable in Bufiles.

eft:lj1 (3)

ALL INFORMATION CONTAINED
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DATE *7/31/84* BY 

MAIL ROOM ☒

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Tele. Room _____
Mr. Kinley _____
Mr. Armstrong _____
Ms. Herwig _____
Mrs. Neenan _____

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[Redacted]
December 12, 1972

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Federal Bureau of Investigation
Washington D.C.

Dear Sirs:

I am preparing a research paper pertaining to the F.B.I. I would appreciate it very much if you could forward to me any information on the Bureau as soon as possible as my paper is due in Jan. I am especially interested in the History and functions of the F.B.I. If you could supply me a list of the directors since the Bureau was established, I would greatly appreciate it.

0 F.B.I.

Sincerely,
[Redacted]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY: [Redacted]

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REC 44

62-24172-3

ST-114

JAN 3 1973

CORRESPONDENCE

ack
elt: jlp
1-2-73

January 16, 1973

ST-103

REC-57

62-24172-326

Dear Mr. [REDACTED]

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I was glad to learn from your letter of January 8th that the FBI is the subject of your term paper. It is a pleasure to enclose some literature about this Bureau which I hope will help you with your research.

You may want to refer to some of the books listed on the inside back cover of "The Story of the Federal Bureau of Investigation" for additional information. Copies may be available in your school or local library.

Sincerely yours,

L. Patrick Gray III

L. Patrick Gray, III
Acting Director

Enclosures (5)

The NCIC: Friend To The Law Enforcement Profession
Fingerprint Identification
1973 Appropriations Testimony
The Story of the FBI
The FBI Laboratory

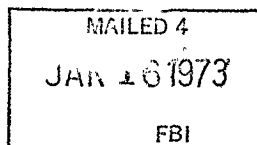
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY [REDACTED]

b6
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NOTE: Bufiles indicate no record of correspondent.

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Felt _____
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Dalbey _____
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Jenkins _____
Marshall _____
Miller, E.S. _____
Purvis _____
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Tele. Room _____
Mr. Kinley _____
Mr. Armstrong _____
Ms. Herwig _____
Mrs. Neenan _____



JAN 24 1973

MAIL ROOM ☐

TELETYPE UNIT ☐

mk

[REDACTED]
January 8, 1973

Federal Bureau of Investigation
United States Department of Justice
Pennsylvania Ave.,
Washington, D. C., 20535

Dear Sirs:

F. B. I.

I am an eleventh grade student and an Advanced Placement
United States History student at [REDACTED] in

[REDACTED] I am writing a term paper on the history
of your organization and its impact on America. I would appreciate
any information on this topic or a list of books and other
sources of information available to me for this report. I
would like to include your reply as a primary source in both my
written and oral reports. Thank you for your cooperation.

[REDACTED]

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY [REDACTED]

ST-103

REC-37

62-24172-326

JAN 17 1973

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CORRESPONDENCE
mn

January 19, 1973

ST-114

REC-70

62-24172 - 327



b6
b7C

Dear :

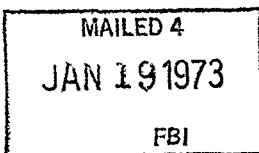
I was glad to learn from your letter received on January 17th that you are interested in the FBI. In reply to your request, it is a pleasure to enclose some literature about this Bureau. Information regarding persons we are looking for is given mainly to police officers. Included in the publications being forwarded, however, is an article describing our "Ten Most Wanted Fugitives" program. We do not have a fingerprinting kit we can send you.

If you are not already familiar with it, you may wish to read "The FBI Story" by Don Whitehead. It describes our history, activities and responsibilities and may be available in your local library.

Sincerely yours,

L. Patrick Gray III

L. Patrick Gray, III
Acting Director



Enclosures (6)

The National Crime Information Center: Friend to the Law
Enforcement Profession

Profiles in Crime

Cooperation the Backbone of Effective Law Enforcement

FBI Laboratory

Story of the FBI

Fingerprint Identification

NOTE: Bufiles indicate no record of correspondent.

mn:vgw (3)

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HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY

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Kinley _____
Armstrong _____
Berwig _____
Hanan _____

58 JAN 29 1973

January 10, 1973

Federal Bureau of Investigation
Pennsylvania Avenue at 7th Street, NW
Washington, D.C. 20513
F. B. I.

Dear Sir:

I am very interested in any and all information on the FBI available. I am very interested especially in the history of the building and agency, the type of work that is done, posters, and pictures of wanted criminals, and any others you have. Also I would like a sample fingerprinting kit, and any other samples or kits you have.

I thank you for taking the time to read this letter, and for the information and any thing you send.

ST-114 REC-70

62-24172-304

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY

16 JAN 22 1973

Sincerely,

CORRESPONDENCE

January 23, 1973

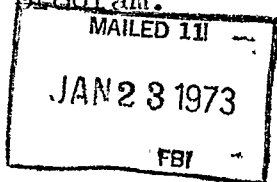
REC-88

Mr. [REDACTED]

Dear [REDACTED]

In reply to your letter of January 16th, enclosed is literature which I trust will be of assistance to you.

Material relating to fugitives currently being sought by the FBI is sent only to law enforcement agencies and specific areas where the most productive coverage can be obtained. Included in the publications being forwarded, however, is an article describing our "Ten Most Wanted Fugitives" program.



Sincerely yours,

L. Patrick Gray III

L. Patrick Gray, III
Acting Director

Enclosures (4)
Profiles in Crime
The Story of the FBI
A Closer Look at the FBI
Cooperation The Backbone of Effective Law Enforcement

NOTE: Correspondent is not identifiable in Bufiles.

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Felt _____
Baker _____
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Conrad _____
Dalbey _____
Gebhardt _____
Jenkins _____
Marshall _____
Miller, E.S. _____
Purvis _____
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Walters _____
Tele. Room _____
Mr. Kinley _____
Mr. Armstrong _____
Ms. Herwig _____
Mrs. Neenan _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY [REDACTED]

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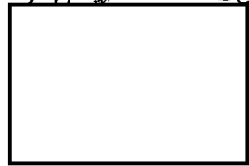
F.B.I.
Washington , D.C.

Dear Sirs:

I am doing a report about the F.B.I. Could you please send me any information available concerning this department. If possible please send me some wanted posters.

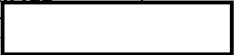
Thank-you very much.

nmf
Jeff Richards



ACK
1-23-73
mhb:la

Correspondent
CORRESPONDENT

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY 

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O
F. B. I.

REC-88

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62-24172-328

JAN 24 1973

February 2, 1973

ST-104

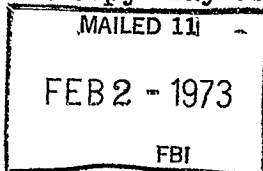
REC-71



Dear

In reply to your letter of January 29th, it is a pleasure to enclose literature which I trust will be of assistance in the preparation of your report.

In addition, if you are not already familiar with it, you may wish to refer to "The FBI Story" by Don Whitehead. It is a detailed and accurate account of our history and activities and a copy may be in your school or local library.



Sincerely yours,

L. Patrick Gray III

L. Patrick Gray, III
Acting Director

Enclosures (4)

The FBI Laboratory
Cooperation the Backbone of Effective Law Enforcement
Fingerprint Identification
The Story of the FBI

NOTE: Correspondent is not identifiable in Bufiles.

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY

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Walters _____
Tele. Room _____
Mr. Kinley _____
Mr. Armstrong _____
Ms. Herwig _____
Mrs. Neenan _____



January 29, 1973

b6
b7C

Federal Bureau of Investigation
9th Street Pennsylvania Avenue
Washington D.C. 20535

Gentlemen; O.F.B.I.

Will you please send
me some information so
that I may do a long report
on the F.B.I. I would like
information on some of the
Branches and there duties
and some of the problems
that they run into. Please
rush the information. I would
appperciate it ~~v~~ery much.

51-104

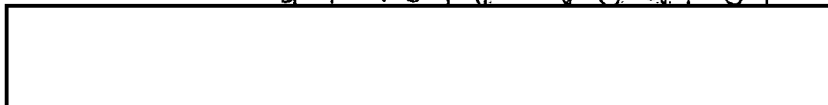
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ack
2-2-73
mhb:ham
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/31/84 BY [redacted]
mm

Truly yours,



CORRESPONDENCE

b6
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The Attorney General

May 4, 1973

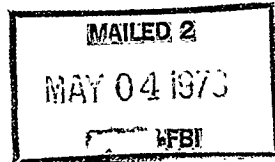
Acting Director, FBI

REC-23

EX-105

62-24172-330

Pursuant to the request in your memorandum of May 1, 1973, attached for the benefit of Secretary Elliot Richardson is a succinct summary of the responsibilities of the Federal Bureau of Investigation and its various divisions, together with current problems or matters of which he should be immediately aware.



Enclosure

1 - The Deputy Attorney General

FDH:gam
(5)

ENCLOSURE

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/30/84 BY [redacted]

Mr. Felt _____
Mr. Baker _____
Mr. Callahan _____
Mr. Cleveland _____
Mr. Conrad _____
Mr. Gebhardt _____
Mr. Jenkins _____
Mr. Marshall _____
Mr. Miller, E.S. _____
Mr. Soyars _____
Mr. Thompson _____
Mr. Walters _____
Tele. Room _____
Mr. Kinley _____
Mr. Armstrong _____
Mr. Bowers _____
Mr. Herington _____
Ms. Herwig _____
Mr. Mintz _____
Mrs. Neenan _____

MAIL ROOM ☐

TELETYPE UNIT ☐

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UNITED STATES GOVERNMENT

Memorandum

DEPARTMENT OF JUSTICE

TO : The Heads of All Divisions,
Bureaus and Offices of the
Department of Justice

DATE: May 1, 1973

FROM : Attorney General *X*

RAMEY
Mr. Helm _____
Mr. Herington _____

SUBJECT:

0 F.B.I.

Mr. Felt	_____
Mr. Baker	_____
Mr. Callahan	_____
Mr. Cleveland	_____
Mr. Conrad	_____
Mr. Gearty	_____
Mr. Jenkins	_____
Mr. Marshall	_____
Mr. Miller, E.S.	_____
Mr. Soyars	_____
Mr. Thompson	_____
Mr. Walters	_____
Tele. Room	_____
Mr. Kinley	_____
Mr. Armstrong	_____
Mr. Bowers	_____
Mr. Herington	_____
Ms. Herwig	_____
Mr. Mintz	_____
Mrs. Neenan	_____

For the benefit of Secretary Elliot Richardson, would you begin to prepare a succinct, but nevertheless, adequate summary of the responsibilities of your particular division or department, together with a reference to any particular current problem of which he should be immediately aware.

I would appreciate it if the foregoing could be delivered to my office by close of business, Friday, May 4, 1973.

*Let the Attorney General
5-4-73 FDH: dgr*

ENCLOSURE

EX-105

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DO-6 OFFICE OF ACTING DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

Mark Felt

*Can you
supervise this.
WJH*

WJH
MR. FELT ☒
MR. BAKER ☒
MR. CALLAHAN ☒
MR. CLEVELAND ☒
MR. CONRAD _____
MR. GEBHARDT _____
MR. JENKINS _____
MR. MARSHALL _____
MR. MILLER, E. S. _____
MR. SOYARS _____
MR. THOMPSON _____
MR. WALTERS _____
TELE. ROOM _____
MR. KINLEY _____
MR. ARMSTRONG _____
MR. BOWERS _____
MR. HERINGTON _____
MS. HERWIG _____
MR. MINTZ _____
MRS. NEENAN _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE *7/31/86* BY *[signature]*

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FEDERAL BUREAU OF INVESTIGATION

The Federal Bureau of Investigation (FBI) is charged with investigating violations of the laws of the United States and collecting evidence in cases in which the United States is or may be a party in interest, except in cases where responsibility is by statute or otherwise specifically assigned to another investigative agency. Included in these responsibilities are the acquisition, collection, exchange, classification and preservation of identification records (including fingerprint identification records); the conducting of personnel investigations requisite to the work of the Department of Justice and whenever required by statute or otherwise; investigation of matters relating to espionage, sabotage, subversive activities and related matters; handling of law enforcement training programs for State and local law enforcement personnel, including operation of the FBI National Academy; operation of a central clearing house for police statistics and law enforcement information under the Uniform Crime Reporting Program and the National Crime Information Center; and operation of the FBI Laboratory to serve not only the FBI but also to provide, without cost, technical and scientific assistance for all duly constituted law enforcement agencies and other Federal agencies.

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CURRENT IMMEDIATE PROBLEMS:

Classified by [REDACTED]
Declassify on: OADR
8/1/84

PENDING PERSONNEL MATTERS

[REDACTED]
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

Background of this matter involves former employees of the Identification Division [REDACTED]. Information was developed that these two employees were volunteer workers for the [REDACTED]. It was determined that work for the [REDACTED] and employment in the FBI would not be consistent and employees were instructed to discontinue their activity with [REDACTED].

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On 4-2-71 [REDACTED] both voluntarily resigned from the FBI. Resignations were accepted. On 7-8-71 [REDACTED] filed civil suit charging employment was illegally terminated because of [REDACTED].

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ENCLOSURE

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their volunteer work in behalf of [redacted] A default judgment was entered against the Government on 5-12-72 as a result of the Assistant U. S. Attorney's failure to pursue this matter. No appeal was taken concerning the default judgment as it was determined by the Department and approved by Mr. Gray that we should allow the judgment to stand rather than proceed on the merits of the case. A final judgment was entered ordering reinstatement and back pay for these employees. This judgment also ordered that the resignations entered are declared to have been involuntarily submitted, void, and of no legal effect.

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We are ordered to disseminate this information to each agency that received a copy of our personnel actions and are also ordered to initiate no further action against plaintiffs for activity engaged in by them prior to the effective date of those personnel actions.

We have requested the Department to appeal this final judgment since we feel that no action other than reinstatement and back pay is in order.

SA [redacted]
Washington Field Office

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By letter dated 3-7-73 (delivered 3-8-73), above Agent was informed Bureau proposed to dismiss him from his Special Agent position for following reasons: (1) [redacted]

[redacted]

Thirty-day advance notice of proposed dismissal given in accordance with rights to which [redacted] is entitled as a veteran.

Above charges resulted from incident 1-29-73 in Virginia Beach, Virginia, where [redacted] was visiting while on annual leave. Purpose of trip was to [redacted]

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[redacted] On that date, [redacted] injected himself into a local police matter for apparent purely personal reasons. He interviewed suspected perpetrator of obscene telephone calls to mutual acquaintance of [redacted] and above [redacted] identifying himself as FBI Agent. Mother of suspect complained to

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Norfolk Office that Agent acted improperly, invaded her privacy, was pushy or demanding, and had a nasty disposition. At time of contact, local police department had made inquiry concerning reported obscene calls case and alleged prowler; [] was aware of police interest and investigation. [] admits his wife under impression attending in-service training beginning 1-29-73. He failed to file itinerary form as required by availability requirements.

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[] engaged attorney, [] who filed suit in U. S. District Court challenging Bureau's action. Case heard before Judge Oliver Gasch who issued temporary restraining order to effect matter to be retained in status quo pending further decision of court. Three-Judge court has been convened to consider possible constitutional issue in case. [] attorney demands access to complete personnel file of [] and entire Bureau Manual of Rules and Regulations. On court instructions, [] and AUSA met in effort to reach agreement as to extent of access to personnel file and Bureau Manual [] and his client entitled. Following this meeting, [] filed affidavit contending Bureau continues to refuse access to certain material he felt he should see to defend his client. During court hearing on this matter 4-26-73, personnel file and Manual turned over to Judge Gasch for in camera inspection of various internal memoranda of Bureau, pre-employment investigation and certain sections of the Manual Bureau contends [] or attorney not entitled to see. Judge subsequently instructed additional affidavits from personnel file and additional portions of Manual be made available. This material reproduced and furnished court 5-2-73 for delivery to [] Awaiting further court action.

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J. EDGAR HOOVER F. B. I. BUILDING

This building under construction between 9th and 10th Streets on Pennsylvania Avenue will house all of the headquarters functions of the FBI now located in nine scattered sites in the Washington area. A total of \$126, 108, 000 has been appropriated to the General Services Administration for this building which is presently being built by the Blake Construction Company, Washington, D. C., with the design and engineering services being performed by the C. F. Murphy Associates Co., Chicago, Illinois.

The General Services Administration advises they anticipate we will be able to begin moving personnel into the building in July 1974.

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FBI APPROPRIATIONS

1973 Appropriation

The FBI's appropriation for the 1973 fiscal year amounts to \$351,675,000. This does not include \$7,240,000 which is to be transferred by the Department of Justice to the FBI to cover the cost of the Government wide pay raise which was effective in January, 1973. The funds for the 1973 fiscal year provide for a staff of 19,857 full-year employees consisting of 8,631 agents and 11,226 clerks. The FBI has been forced to resort to stringent economy measures, including the delay in replacement of personnel, the reduction of the number of automobiles authorized for purchase, reduction in the purchase of other equipment and curtailment of In-Service training, in order to hold its costs within the appropriated amount.

1974 Appropriation Request

Pending in the Congress is the FBI's request for \$366,506,000 for the 1974 fiscal year. This amount represents an increase of \$14,831,000 or 4.2%, above the \$351,675,000 appropriated for the 1973 fiscal year. The largest item of increase is \$9,042,000 to sustain the fingerprint automation research and development effort. The 1974 request does not include provision for the cost of the January, 1973, pay raise which will require \$15,210,000 in the 1974 fiscal year. To date, funding of the pay raise cost in 1974 has not been resolved.

The staff to be provided for in the 1974 fiscal year will consist of 8,496 agents and 11,134 clerks, for a total of 19,630 full-year employees. This represents a decrease of 227 full-year employees -- 135 agents and 92 clerks -- when compared to the staff provided for in the 1973 fiscal year. The reduction in personnel will be the result of the transfer of certain applications investigations for the Department of Justice from the FBI to the Civil Service Commission.

INDIVIDUAL DIVISION RESPONSIBILITIES

The functions and responsibilities of the various FBI Divisions are as follows:

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IDENTIFICATION DIVISION

By statutory authority the FBI's Identification Division since 1924 has served as the national clearinghouse and repository for fingerprint identification records. Over the years the Division has amassed over 160 million fingerprint cards. On a daily basis an average of 25,000 arrest and applicant fingerprint cards and 18,000 miscellaneous forms and pieces of correspondence are received for processing. A typical workday in the division involves tens of thousands of transactions including name index searching, technical fingerprint classification searching and matching, the updating of records with arrest and disposition data and the mailing of responses to more than 7,600 active Federal, state and local fingerprint contributors. The current complement of more than 3,400 employees is required to handle the enormous workload of this division.

Since 1967 the FBI's Identification Division has been aggressively exploring methods for more efficiently and economically handling the growing responsibilities. Since fingerprint identification is a precise and complex science, it was found that there were no standard computers available to adequately meet the challenges. Through our research, combined with that of other government agencies and private industry, we have now developed prototype fingerprint reading equipment which will ultimately result in a tremendous savings of several thousand employees and millions of dollars. The realization of this goal is several years in the future, however. We foresee the time it takes to process fingerprint cards will be reduced from the present standard of three workdays to approximately six hours. The tremendous volume of up to 40,000 pieces of daily correspondence now handled manually by typists will also be automated.

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TRAINING DIVISION

This division is the training arm of the FBI. It devises and conducts training programs for FBI personnel, Special Agent and clerical, and for domestic and foreign law enforcement officers. Most training programs are held in the new FBI Academy, located on the U. S. Marine Corps Base at Quantico, Virginia.

One of the basic FBI training courses is its 14-week program for newly appointed Special Agents. Each Special Agent appointee must satisfactorily complete this course before reporting to the field for investigative assignment. Additionally, specialized refresher courses of one or two weeks' duration are held for experienced Special Agent personnel and training programs are scheduled for clerical employees as needed. Also within the administrative responsibilities of this division is the FBI's Foreign Language Training Program, utilized to prepare Special Agents to better carry out their investigative responsibilities.

The FBI also affords an important training service to local and state law enforcement through its Academy at Quantico and on a field level through its Field Police Training Program. The most prestigious training program for local, state and foreign law enforcement is the FBI National Academy which has been in existence since 1935. This program, 12 weeks in length, is designed to train selected career law enforcement officers as executives, command and training officers. Satisfactory completion of the FBI National Academy will allow the officer to earn up to 16 semester hours of college credit through the School of Continuing Education, University of Virginia. In addition to academic-type studies, attendees of the National Academy receive intensive instruction in vocational areas related to the law enforcement profession.

Another FBI training function available to local and state law enforcement are specialized schools of one to four weeks in length in such subject areas as police-community relations, criminal law, fingerprint identification and firearms.

In Fiscal Year 1974, it is planned that at least 1,000 officers will be trained in the FBI National Academy and another 2,000 will complete specialized schools of shorter duration in applied criminology, psychology of deviant behaviour, law enforcement instructor development, major case investigations, police photography, and executive development.

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Through the FBI Field Police Training Program, supervised by the Training Division, FBI Agents in the field who have been trained as instructors afford training help to local and state law enforcement agencies and training academies. Extent of this cooperative effort is indicated by accomplishments in 1972 when assistance was afforded in approximately 10,000 training schools, involving almost 89,000 hours of classroom instruction by FBI personnel.

Training assistance is made available without cost to local and state law enforcement, and personnel of this division are in continuing contact with the police community to insure our assistance programs are meeting real and anticipated training needs of the profession.

The FBI moved into its new Academy at Quantico on May 8, 1972. The final phases of Academy construction, consisting of a student services building and garage, are underway with an estimated completion date of March, 1974. The original planning for the Academy included enclosed concourses between the buildings to provide essential security. Despite the availability of sufficient funds for the installation of these concourses, we have incurred considerable difficulty with the General Services Administration (GSA) regarding the completion of the concourses. We are pursuing this difference with GSA looking towards a favorable solution.

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FILES AND COMMUNICATIONS DIVISION

The Files and Communications Division, using the services of approximately 1,400 employees and operating out of space in the Justice Building, the Identification Building and the Old Post Office Building, performs services and meets responsibilities divided among three operational sections as follows:

Records Section - maintains and services all of the Bureau's investigative, administrative and personnel files presently numbering over 6,400,000 and the supporting alphabetical index of over 57,500,000 cards. During Fiscal Year 1973, the Records Section will have processed approximately 2,500,000 name check requests and handled well over 3,000,000 letters, investigative reports and various other written communications.

Communications Section - operates the Bureau's telephone, teletype and radio facilities at FBI Headquarters and provides direction and supervision for these operations throughout all FBI offices in the United States and Legal Attache posts in foreign countries. The Federal Telecommunications System (FTS) is in operation in all Bureau field offices in the 48 contiguous states and over 200 resident agencies. A secure teletype network is operational between all field offices and the Bureau Headquarters. A radio teletype network links the Bureau Headquarters to all field offices except Washington, D.C., and Alexandria, Virginia, providing an emergency backup in the event of failure of commercial facilities.

Correspondence and Crime Research Section - Processes correspondence received for the FBI and the Director and prepares replies thereto except those relating to the administration of investigative cases and concerning administrative action relating to personnel. The section also researches and prepares by-line articles and speeches made or published by the Director or other Bureau officials, assists authors planning works regarding the FBI, assembles and edits material for various FBI publications, oversees radio and television matters including the ABC television series "The FBI," prepares training films and news releases and maintains mailing and special correspondence lists.

There are no problem areas in the Files and Communications Division at this time.

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INTELLIGENCE DIVISION

The Intelligence Division has the responsibility for investigations aimed at detecting and neutralizing hostile intelligence operations in the United States, and enforcing Federal statutes relating to the national security such as the espionage laws and the Foreign Agents Registration Act. The targets of FBI counterintelligence operations are the hostile intelligence services represented in the United States primarily by the Soviet Union and augmented considerably by the services of the various other communist countries such as Albania, Bulgaria, People's Republic of China, Czechoslovakia, Hungary, Romania, Poland, and East Germany. The objectives of our counterintelligence investigations can be generally described as three-fold: (1) to detect and identify hostile agents and operations, (2) to penetrate hostile operations for control and to develop positive intelligence, (3) to neutralize hostile intelligence operations through disruption, disinformation, prosecution, or whatever practical means are available. The primary threat to United States security develops through the so-called legal operations which are launched from diplomatic establishments and ancillary establishments staffed by communist bloc officials in the United States. A conservative estimate, documented through our investigations, holds that at least one-third of all communist bloc officials in the United States are connected with an intelligence organization. The number of these officials (and intelligence officers among them) has steadily increased during the past 20 years and has in fact doubled in the last decade. The legal operations are also supplemented by illegal operations, those staffed by communist bloc intelligence officers in this country with no overt connection with the legal establishments. Hostile intelligence operations against the United States are indeed formidable and occupy a substantial amount of our available resources to insure they are countered adequately. (S)

The Intelligence Division is also responsible for the investigation of domestic subversive individuals and organizations based on statutes relating to the national security such as rebellion or insurrection, seditious conspiracy, and advocating the overthrow of the Government.

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Among those organizations which are subject of such investigations are the Communist Party; Progressive Labor Party; Trotskyist groups such as the Socialist Workers Party and Young Socialist Alliance; Students for a Democratic Society; Weatherman; and Revolutionary Union. In addition, investigations are conducted concerning individuals and organizations involved in extremist activities who have committed or have conspired to commit acts of violence relating to the national security. Included among these organizations under investigation are the Black Panther Party, Black Liberation Army, Nation of Islam, and white hate groups such as the United Klans of America.

Also handled by this Division are investigations involving violations of Antiriot Statutes, certain violations of the Bombing Statutes, Act for the Protection of Foreign Officials and Foreign Guests of the U. S., and Atomic Energy Act. Of great concern to the Intelligence Division today is the threat of international terrorist acts being committed in the United States. Within the past several months, the FBI has neutralized terrorist plans to assassinate prominent foreign dignitaries scheduled to visit the United States. In line with the President's instructions to the Cabinet Committee to Combat Terrorism, the FBI has developed contingency plans to provide for swift decisive response in the event of a terrorist attack falling under FBI jurisdiction. In this connection, the Acting Director of the FBI is a member of the Cabinet Committee to Combat Terrorism, and a representative of the Intelligence Division is a member of the Working Group of that Committee.

The Intelligence Division is charged with liaison responsibilities with the White House, all Federal law enforcement agencies, the Federal intelligence community, as well as many other Federal departments and agencies. The FBI also maintains liaison posts abroad in 20 countries which are administered by this Division. These offices function solely in a liaison capacity with FBI counterparts in connection with not only our domestic security responsibilities but also in criminal matters.

While the Intelligence Division is currently handling several significant matters relating to the national security, the case at the moment which is of primary importance is the Daniel Ellsberg-Anthony Joseph Russo, Jr., espionage case currently being prosecuted in U. S. District Court, Los Angeles, California. Ellsberg and Russo are charged with Espionage, Theft of Government Property, and Conspiracy in connection with the copying of classified U. S. documents which are more commonly known as the Pentagon Papers.

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The case has recently become more complicated and has received nationwide attention as the result of the revelation by the trial judge of information made available to the prosecutor in the Watergate case by a confidential communication. The information was to the effect that two defendants who have been convicted in the Watergate trial, G. Gordon Liddy and E. Howard Hunt, had burglarized the office of Ellsberg's psychoanalyst in Beverly Hills, California. The trial judge in the Ellsberg case has called upon the Government to produce immediately all information which was developed by the White House relating to Ellsberg, Russo, members of their families, and the Pentagon Papers as a result of inquiries made by White House Staff members. The defense in the Ellsberg case has claimed that tainted evidence produced through illegal activities may have been utilized by the Government in its presentation in the Ellsberg-Russo trial.

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GENERAL INVESTIGATIVE DIVISION

The General Investigative Division is comprised of four sections: Accounting and Fraud, Civil Rights, Criminal, and Name Check. The Division has a total of 166 employees, 63 of whom are Agent supervisory personnel. As of March 31, 1973, the Division was supervising 48,627 cases. During the last fiscal year, the Name Check Section conducted a million and a half name checks for other agencies.

This Division supervises the investigations involving more than 100 classifications. Among the more important classifications supervised are:

- Antitrust
- Assaulting the President of the United States
- Assaulting or Killing a Federal Officer
- Bank Fraud and Embezzlement
- Bank Robbery
- Bribery
- Civil Rights
- Crime Aboard Aircraft
- Crime on Government and Indian Reservations
- Discrimination in Voter Registration
- Election Laws
- Extortion
- Federal Housing Administration Matters
- Hobbs Act
- Interception of Communications
- Interstate Transportation of Stolen Motor Vehicles
- Involuntary Servitude and Slavery
- Kidnaping
- Obstruction of Justice
- Perjury
- Theft from Interstate Shipment
- Theft of Government Property

Among the more important cases currently or recently supervised are Watergate; Wounded Knee; Operation Clean Sweep, a far-reaching investigation of the Southwest Region of the Immigration and Naturalization Service which is primarily the U.S.-Mexican border; the attempted assassination of Senator John Stennis of Mississippi; and the attempted assassination of Governor George Wallace last fall. This Division also supervises aircraft hijackings.

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RESPONSIBILITIES OF THE FBI LABORATORY DIVISION

I. Participation in Investigations

- A. FBI Laboratory functions as an integral member of the FBI team by providing scientific technical know-how in current investigations. Assistance consists not only in examination of evidence in the FBI Laboratory but also involves sending FBI Laboratory experts to scenes of major cases such as kidnappings, extortion, and bombings to direct technical phases of investigations.
- B. Includes use of specialists to provide on-scene assistance in use of photographic, radio and other technical equipment when specialized technical knowledge required.

II. Laboratory Examinations

- A. Conducts Laboratory examinations of evidence received from FBI Field Divisions obtained in all types of investigations of violations for which FBI has jurisdiction. Involves all types expertise in various physical and other sciences such as chemistry, physics, serology, mineralogy, document examination, firearms identifications and the like, many of which involve use of very complex instrumental analyses.
- B. Conducts scientific Laboratory examinations for local law enforcement agencies in connection with evidence secured in their investigation of criminal cases. Conducts examinations for Government agencies in criminal and also in civil cases in which U. S. Government is a party of interest. During fiscal year 1972, 495,000 examinations were conducted in Laboratory, 75% in FBI cases and 25% for other local and Government agencies.

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III. Research and Development

- A. Conducts necessary research to provide new techniques and special equipment which can be utilized by not only scientists in the Laboratory but by investigators in the field. This research program involves close technical liaison with industrial organizations, other Government agencies and includes research done in the FBI Laboratory by top FBI scientists in certain areas which can best be handled by our own scientists. In view of the many recent scientific developments and great emphasis placed on science in recent years this constitutes a very important part of the Laboratory's total effort.

IV. Training

- A. Laboratory provides extensive training programs for new agents and in-service agents at training facilities in Quantico. Lectures and practical work are provided by outstanding and recognized FBI Laboratory experts.
- B. Laboratory conducts numerous specialized schools for FBI Agents involving training in specialized subjects such as photography and use of other highly technical equipment used in security and criminal investigations.
- C. Laboratory provides extensive training to National Academy members in various scientific fields relating to law enforcement.

Laboratory has no current problems which would require the attention of the Attorney General.

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May 4, 1973

SPECIAL INVESTIGATIVE DIVISION

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The Special Investigative Division has three distinct areas of responsibility in the Bureau's investigative operations. The first and possibly the most important because of the high priority established by the Administration is that pertaining to organized crime and related investigations being conducted throughout the United States. These investigations fall into two categories, one being that of ascertaining the activities of organized crime elements and the second is to pursue investigations looking toward the disruption of the organized criminal element through a full and rigorous application of appropriate Federal statutes within the jurisdiction of the FBI relating to gambling, loansharking, corruption of public officials, as well as certain aspects of prostitution, extortion and labor racketeering. It is noted this Division also oversees a major program to insure the prompt dissemination of that information coming to our attention in our investigative operations, which suggests possible violations of other Federal, state and local laws and most particularly that information which relates to narcotics activity.

Another important phase of the Bureau's work overseen by this Division pertains to the supervision and apprehension of fugitives being sought in matters under FBI jurisdiction. During 1972, this program resulted in the location of more than 36,000 fugitives by the FBI. Such includes all persons charged in Federal warrants with violating the various criminal statutes over which the FBI has jurisdiction and includes escaped Federal prisoners, Federal parole violators, conditional release violators, persons sought for state felonies on behalf of state and local authorities under the Fugitive Felon Act, and military deserters when a specific request for assistance has been received. Also supervised in connection with the fugitive program are all aspects of the location of Selective Service fugitives. It is noted that unless extended by Congress, the authority to induct under the Selective Service Act will expire June 30, 1973.

A third category of investigations of interest to this Division concerns investigations under the Government Employees Security Program pursuant to Executive Orders 10450 and 10422 and certain other laws. Related cases supervised by this Division are investigations of Presidential appointees, White House personnel, staff personnel of seven congressional committees, Department of Justice employees, officials of the Administrative Office of the U. S. Courts, and sensitive positions for the Atomic Energy Commission. This Division also is responsible for investigations of maintenance employees for access to Bureau space as well as those investigations concerning applicants for a pardon after completion of sentence. At the present time, the Bureau is in the process of discontinuing investigations of nonprofessional personnel of the Department of Justice in view of the fact the Civil Service Commission is assuming responsibility for such cases effective July 1, 1973. This Division, however, will continue to have the responsibility for the investigations of all professional-type employees of the Department of Justice, as well as those in a few sensitive nonprofessional positions.

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INSPECTION DIVISION

The Inspection Division is headed by Assistant Director L. M. Walters, assisted by two Inspectors, designated Number One Man and Number Two Man. The present staff consists of ten Inspectors, 32 Inspector's Aides, and 4 clerical employees.

The inspection program is an essential tool of top management and it functions immediately under the Director. Inspectors serve as personal representatives of the Director in discharging their assignments which include regular, periodic inspections of all field offices, foreign liaison posts, and headquarters divisions; special surveys; and other special assignments as warranted. Their reports furnish information essential to evaluating existing policies and procedures, determining necessary adjustments in same and in some cases are the basis for adopting new policies, procedures and programs. Inspections are designed also to constitute periodic internal audits and evaluations of delegations of authority, deployment and the maximum utilization of manpower, and the detection of areas requiring strengthening or intensification of effort in order to promote efficiency, secure maximum economy, prevent weaknesses and generally aid in the more effective discharge of the Bureau's duties and responsibilities.

Such work is performed by experienced, highly trained personnel who are selected and evaluated for long-range administrative, supervisory and executive advancement constituting an inseparable part of the FBI's executive development program.

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COMPUTER SYSTEMS DIVISION

The Computer Systems Division is responsible for all FBI computer activity. It operates the Uniform Crime Reporting Program, a voluntary crime statistics program wherein law enforcement agencies throughout the country submit statistical data on crime and criminals for correlation and publication. It has responsibility for National Crime Information Center (NCIC), a nationwide computerized criminal justice information system wherein documented information concerning wanted persons, stolen property and criminal histories is stored in a computer in Washington and is instantly available via dedicated communications lines to law enforcement agencies throughout the country. The Data Processing Section is a major administrative component of the Computer Systems Division. This Section operates and maintains the FBI's computer hardware, develops automated programs for other FBI Divisions, has responsibility for preparation of the Bureau's payroll and the processing for payment of its vouchers. Computer Systems Division employs approximately 650 people, a high percentage of whom are specialists in computer matters, systems design or specialized and unique programs. None of the many problems with which this Division contends are in need of immediate attention or resolution.

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May 3, 1973

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OFFICE OF PLANNING AND EVALUATION

The Office of Planning and Evaluation, headed by an Assistant Director, was created in August, 1972.

The office is charged with the responsibilities of conducting comprehensive studies of FBI policies and operations and making recommendations for the decision of the Director of the FBI with regard to policy changes and long-range planning aimed at strengthening the capabilities of the FBI to perform its assigned functions.

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ALL INFORMATION CONTAINED
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DATE 7/31/84 BY

4/11/74DH / T. Brown

Drype
Cove / Gori
5/26/76
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UNITED STATES GOVERNMENT

Memorandum

TO : Mr. Kinley *DW*

DATE: 4/10/73

FROM : D.W. Bowers

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 7/31/84 BY [REDACTED]

SUBJECT: S. 1500; S. 1502

BILLS AFFECTING THE FBI

Mr. Felt _____
Mr. Baker _____
Mr. Callahan _____
Mr. Cleveland _____
Mr. Conrad _____
Mr. Gebhardt _____
Mr. Jenkins _____
Mr. Marshall _____
Mr. Miller, E.S. _____
Mr. Soyars _____
Mr. Thompson _____
Mr. Walters _____
Tele. Room _____
Mr. Kinley _____
Mr. Armstrong _____
Mr. Bowers _____
Mr. Verington _____
Ms. Herwig _____
Mr. Mintz _____
Mrs. Neenan _____

S. 1500 was introduced on April 6, 1973, by Senator Robert Byrd (D. - W. Va.) with Senators Lloyd Bentsen (D. - Texas) and Mike Mansfield (D. - Montana) as co-sponsors. The principal provision of this Bill is to establish the FBI as an independent agency to be headed by a Director and a Deputy Director to be appointed by the President with the advice and consent of the Senate each for a term of 7 years. The Bill provides that the basic functions of the Attorney General now performed by the FBI shall be transferred to the FBI. It provides for an annual report, in writing, to the President for submission to the Congress on the Bureau's activities.

S. 1502 was introduced on 4/6/73 by Senator Henry Jackson (D. - Wash.) It provides for the appointment of the Director of the FBI by the President with the advice and consent of the Senate for a term of 15 years and stipulating the person so appointed must have at least 15 years experience in law enforcement of which the last 10 should be in a responsible position in the FBI. It provides that the Director of the FBI may be removed for permanent incapacity, neglect of duty, malfeasance in office, or any felony or conduct involving moral turpitude.

S. 1500 was discussed briefly during an Executive Session of the Senate Judiciary Committee on 4/10/73. According to Committee sources, Senator Byrd described his Bill briefly to the members of the Committee and emphasized that he is not "married" to any of the specific provisions but that he hopes this Bill can be the vehicle through which the Committee and the Congress can quickly and effectively enact some legislation to insure a politically independent FBI in the future. Sources advised that Senator Byrd indicated he would like to see hearings commence on this legislation as soon as possible after the Committee completes its consideration of the next nominee for the position of Director of the FBI. Other sources indicated that there may be

Enclosures

- 1 - Mr. Callahan
- 1 - Mr. Mintz
- 1 - Mr. Bowers

ENCLOSURE

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16 JUL 27 1973

(CONTINUED-OVER)

DWB:jo

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AUG 5 1973

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Bowers to Kinley memo (continued)
Re: S.1500 and S.1502

sentiment among some members of the Committee to try to conduct hearings on this legislation before the next nominee is considered, particularly if there is any delay on the part of the Administration in submitting a new nominee. The Jackson Bill specifically provides that the term of any person nominated and confirmed prior to the enactment of this Bill shall not extend beyond January 1, 1974, at which time that person could be renominated for the position if he met the general requirements of the Bill.

Progress of this legislation will be followed closely. Copies of the two Bills are enclosed.

RECOMMENDATION:

For information.

DWB

Gill
A-11

9:43A

*For the FBI to be prepared to
testify intelligently on this if
called upon to do so we
ought to know the legis-
lative history of the statutes
placing us where we are now.
DJ may very well have this
history briefed.*

- 2 -

Let's check with DJ

*See memo Legal Counsel to Acting Director
captioned "Report of Proceedings of the Comm.
on the Judiciary on the Nomination of Clarence M.
Kelley to Be Director, FBI," 6/22/73.
Copy to Bassett and Bowers.*

93^d CONGRESS
1ST SESSION

S. 1502

IN THE SENATE OF THE UNITED STATES

APRIL 6, 1973

Mr. JACKSON introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To promote, preserve, protect, and guarantee the independent professionalism of the Federal Bureau of Investigation by making organizational changes in the Office of Director; by requiring that the Office of Director be filled only by qualified persons having professional law enforcement experience; by establishing a fifteen-year term for the Office of Director; by setting forth conditions for removal of the Director from office; by limiting the term of any person nominated and confirmed as Director before the passage of this Act; and by requiring the Director to submit an annual report to Congress to be referred to the Government Operations Committees of the House and Senate for consideration and appropriate legislative recommendations.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 That this Act may be cited as the "Federal Bureau of In-
2 vestigation Reorganization and Reform Act of 1973".

3 SEC. 2. The Congress declares that it is a matter of
4 utmost national importance that the Federal Bureau of Inves-
5 tigation perform its appointed law enforcement functions in a
6 manner characterized by the highest degree of independent
7 professionalism. The Congress further declares that it is a
8 matter of utmost national importance that the Federal Bureau
9 of Investigation perform its functions free from any influence,
10 political or otherwise, that would tend to impair, impede,
11 or compromise the independent professionalism of the Fed-
12 eral Bureau of Investigation. Further, it is the express policy
13 and intent of the Congress that the President of the United
14 States in appointing an individual to be Director of the Fed-
15 eral Bureau of Investigation shall observe the purposes and
16 provisions of this Act.

17 SEC. 3. The Director of the Federal Bureau of Investiga-
18 tion shall be appointed by the President of the United States
19 by and with the advice and consent of the Senate. The Presi-
20 dent of the United States shall make a nomination for Direc-
21 tor of the Federal Bureau of Investigation within sixty days
22 after a vacancy occurs in that office. The President of the
23 United States shall also have the power to name an interim
24 Director of the Federal Bureau of Investigation who shall

A BILL

To promote, preserve, protect, and guarantee the independent professionalism of the Federal Bureau of Investigation by making organizational changes in the Office of Director; by requiring that the Office of Director be filled only by qualified persons having professional law enforcement experience; by establishing a fifteen-year term for the Office of Director; by setting forth conditions for removal of the Director from office; by limiting the term of any person nominated and confirmed as Director before the passage of this Act; and by requiring the Director to submit an annual report to Congress to be referred to the Government Operations Committees of the House and Senate for consideration and appropriate legislative recommendations.

By Mr. JACKSON

APRIL 6, 1973

Read twice and referred to the Committee on the
Judiciary

62-24172-333

- 1 (1) permanent incapacity,
- 2 (2) neglect of duty,
- 3 (3) malfeasance in office,
- 4 (4) any felony or conduct involving moral turpitude.

5 SEC. 7. Upon attaining seventy years of age, the Direc-
6 tor of the Federal Bureau of Investigation shall be retired.

7 SEC. 8. The term of office of any person nominated and
8 confirmed by the Senate to be Director of the Federal Bureau
9 of Investigation prior to the enactment of this Act shall not
10 extend beyond January 1, 1974. Nothing in this Act shall
11 be interpreted to prevent the renomination of the person who
12 is the incumbent Director of the Federal Bureau of Inves-
13 tigation on the date of enactment of this Act, if he meets the
14 criterion of eligibility established by this Act.

15 SEC. 9. The Director of the Federal Bureau of Investi-
16 gation shall prepare and transmit on January 1 of every
17 year an annual report to Congress. The report shall be
18 referred to the Committees on Government Operations of
19 the House and Senate for review, and for the submission
20 of such recommendations to the House and Senate as the
21 committees deem necessary and desirable.

1 serve until the permanent Director of the Federal Bureau of
2 Investigation is confirmed by the Senate.

3 SEC. 4. No person shall be qualified or eligible to be
4 appointed by the President of the United States to serve as
5 interim Director of the Federal Bureau of Investigation, or
6 nominated by the President of the United States to be
7 Director of the Federal Bureau of Investigation unless that
8 person has at least fifteen years experience in the field of law
9 enforcement, of which at least the last ten years of this ex-
10 perience shall have been in a responsible position in the
11 Federal Bureau of Investigation.

12 SEC. 5. The Director of the Federal Bureau of Investi-
13 gation shall hold office for a term beginning upon his con-
14 firmation by the Senate and expiring fifteen years after the
15 date upon which he was confirmed. A person holding the
16 Office of Director of the Federal Bureau of Investigation
17 shall not be eligible for reappointment after the expiration
18 of his term, nor shall a Director of the Federal Bureau of
19 Investigation be eligible for reappointment if his tenure in
20 office expired by resignation, or by removal for cause, as
21 hereinafter provided by this Act.

22 SEC. 6. The Director of the Federal Bureau of Investi-
23 gation may be removed from office for only the following
24 reasons:

1973

IN THE SENATE OF THE UNITED STATES

APRIL 10, 1973

Mr. BROCK introduced the following bill; which was read twice and referred
to the Committee on the Judiciary

A BILL

To amend title VI of the Omnibus Crime Control and Safe Streets
Act of 1968 to provide for a six-year term for the appoint-
ment of the Director of the Federal Bureau of Investigation.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 1101 of the Omnibus Crime Control and Safe
4 Streets Act of 1968 is amended by inserting "(a)" after the
5 section designation and by adding at the end thereof the
6 following new subsection:

7 “(b) Effective after January 3, 1973, the term of serv-
8 ice of the Director of the Federal Bureau of Investigation
9 shall be six years.”

II

93D CONGRESS
1ST SESSION

S. 1519

A BILL

To amend title VI of the Omnibus Crime Control and Safe Streets Act of 1968 to provide for a six-year term for the appointment of the Director of the Federal Bureau of Investigation.

By Mr. Brock

APRIL 10, 1973

Read twice and referred to the Committee on the
Judiciary

S. 1519

IN THE SENATE OF THE UNITED STATES

APRIL 10, 1973

Mr. BROCK introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend title VI of the Omnibus Crime Control and Safe Streets Act of 1968 to provide for a six-year term for the appointment of the Director of the Federal Bureau of Investigation.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 1101 of the Omnibus Crime Control and Safe
4 Streets Act of 1968 is amended by inserting "(a)" after the
5 section designation and by adding at the end thereof the
6 following new subsection:

7 “(b) Effective after January 3, 1973, the term of serv-
8 ice of the Director of the Federal Bureau of Investigation
9 shall be six years,”

93D CONGRESS
1ST SESSION

S. 1519

A BILL

To amend title VI of the Omnibus Crime Control and Safe Streets Act of 1968 to provide for a six-year term for the appointment of the Director of the Federal Bureau of Investigation.

By Mr. Brock

APRIL 10, 1973

Read twice and referred to the Committee on the Judiciary

62-24172-333

93d CONGRESS
1ST SESSION

S. 1707

1973

IN THE SENATE OF THE UNITED STATES

MAY 3, 1973

Mr. SCHWEIKER introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To establish the Federal Bureau of Investigation as an independent agency of the executive branch of the Government, responsible to the Congress, and to provide for the term and succession of the Director and Deputy Director.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That this Act may be cited as the "Independent Federal
4 Bureau of Investigation Act".

5 ESTABLISHMENT

6 SEC. 2. (a) There is established as an independent estab-
7 lishment of the executive branch of the United States Govern-
8 ment, the Federal Bureau of Investigation (referred to in this
9 Act as the "Bureau").

1 (b) (1) The Bureau shall be headed by a Director who
2 shall be appointed by the President, by and with the advice
3 and consent of the Senate. There shall be in the Bureau a
4 Deputy Director who shall be appointed by the President,
5 by and with the advice and consent of the Senate.

6 (2) The term of office of the Director and the Deputy
7 Director shall be ten years, except that any Director or
8 Deputy Director appointed to fill a vacancy occurring prior
9 to the expiration of the term to which his predecessor was
10 appointed shall be appointed for the remainder of such term.
11 Upon the expiration of his term, the Director and the Deputy
12 Director shall continue to serve until his successor has been
13 appointed and has qualified, except that neither the Director
14 nor the Deputy Director may serve under the authority of
15 this sentence for a period longer than 60 days after the ex-
16 piration of that term.

17 (3) The Deputy Director may be appointed to a full
18 term as Director: *Provided*, That such nomination is made
19 within twenty days after the expiration of the termination
20 of service of the prior Director. If, after the expiration of
21 twenty days following the termination of the prior Director's
22 service, the Deputy Director has not been appointed to suc-
23 ceed as Director he shall be ineligible for the office of Di-
24 rector for a period of ten years thereafter. No individual
25 serving as Director may be appointed to succeed himself, re-

1 regardless of the period of time he has served as Director. No
2 acting Director shall be eligible for appointment as Director.
3 No individual may hold the office of Director more than
4 twelve years during any twenty-two year period.

5 (4) The President shall remove the Director or Deputy
6 Director from office, prior to the expiration of their respective
7 terms, for malfeasance in office, neglect of their duties, or
8 permanent incapacity. Failure to follow a directive from any
9 member of the executive branch or legislative branch of
10 Government shall not constitute grounds for removal from
11 office unless such failure constitutes a dereliction of the lawful
12 duties of the Director or Deputy Director.

13 (5) The Deputy Director shall perform such functions
14 as the Director may prescribe and shall be the Acting Direc-
15 tor during the absence or disability of the Director or in the
16 event of a vacancy in the position of Director.

17 (c) The President, by and with the advice and consent
18 of the Senate, is authorized to appoint within the Bureau
19 not to exceed twelve Assistant Directors.

20 FUNCTIONS

21 SEC. 3. (a) There are transferred to the Bureau and the
22 Bureau shall perform all functions carried out by the Federal
23 Bureau of Investigation, Department of Justice.

24 (b) There are transferred to the Bureau, and the Bureau
25 shall perform, all functions of the Attorney General, with

1 respect to, and being administered through, the Federal
2 Bureau of Investigation, Department of Justice.

3 (c) The Bureau is authorized to—

4 (1) detect and investigate crimes against the United
5 States;

6 (2) assist in the protection of the President; and

7 (3) upon the request of the President, conduct such
8 other investigations regarding official matters under the
9 control of the Department of Justice and the Department
10 of State as he may direct.

11 This subsection does not limit the authority of departments
12 and agencies to investigate crimes against the United States
13 when investigative jurisdiction has been assigned by law to
14 such departments and agencies.

15 (d) The Director shall cooperate fully with the Attor-
16 ney General with respect to the investigation and prosecu-
17 tion of crimes against the United States.

18 (e) The Director shall—

19 (1) acquire, collect, classify, and preserve identifi-
20 cation, criminal identification, crime, and other records;
21 and

22 (2) exchange these records with, and for the official
23 use of authorized officials of the Federal Government,
24 the States, cities, and penal and other institutions.

25 The exchange of records authorized by clause (2) of this

1 subsection is subject to cancellation if dissemination is made
2 outside the receiving departments or related agencies.

3 (f) (1) The Director and the Bureau may investigate
4 any violation of title 18, United States Code, involving
5 Government officers and employees—

6 (A) notwithstanding any other provision of law;
7 and

8 (B) without limiting the authority to investigate
9 any matter which is conferred on them or on a depart-
10 ment or agency of the Government.

11 (2) Any information, allegation, or complaint re-
12 ceived in a department or agency of the executive branch
13 of the Government relating to violations of such title 18 in-
14 volving Government officers and employees shall be expedi-
15 tiously reported to the Director by the head of the depart-
16 ment or agency, unless—

17 (A) the responsibility to perform an investigation
18 with respect thereto is specifically assigned otherwise
19 by any other provision of law; or

20 (B) as to any department or agency of the Govern-
21 ment, the Director directs otherwise with respect to a
22 specified class of information, allegation, or complaint.

23 (3) This section does not limit—

24 (A) the authority of the military departments to
25 investigate persons or offenses over which the armed

1 forces have jurisdiction under chapter 47 of title 10,
 2 United States Code (the Uniform Code of Military Jus-
 3 tice); or
 4 (B) the primary authority of the United States
 5 Postal Service to investigate postal offenses.

6 PERSONNEL OF THE BUREAU

7 SEC. 4. (a) The Director may appoint such personnel as
 8 may be necessary to carry out the provisions of this Act
 9 without regard to the provisions of title 5, United States
 10 Code, governing appointments in the competitive service.

11 (b) (1) Section 5313 of title 5, United States Code,
 12 relating to level II of the Executive Schedule, is amended
 13 by adding at the end thereof the following new paragraph:
 14 "(22) Director, Federal Bureau of Investigation."

15 (2) Section 5314 of such title, relating to level III of
 16 the Executive Schedule, is amended by adding at the end
 17 thereof the following new paragraph:

18 "(60) Deputy Director, Federal Bureau of In-
 19 vestigation."

20 (3) Section 5315 of such title, relating to level IV
 21 of the Executive Schedule, is amended by adding at the end
 22 thereof the following new paragraph:

23 "(98) Assistant Director, Federal Bureau of In-
 24 vestigation (12)."

25 (c) The Director is authorized to fix the compensation

1 of the personnel of the Bureau and to prescribe their func-
2 tions and duties.

3 (d) The Director may obtain the services of experts
4 and consultants in accordance with the provisions of sec-
5 tion 3109 of title 5, United States Code.

6 TRANSFERS

7 SEC. 5. (a) All personnel, assets, liabilities, contracts,
8 property, and records as are determined by the Director of
9 the Office of Management and Budget to be employed, held,
10 or used primarily in connection with any function transferred
11 under the provisions of section 3, are transferred to the
12 Bureau.

13 (b) All personnel transferred by this Act shall remain
14 in the excepted service.

15 ADMINISTRATIVE PROVISIONS

16 SEC. 6. (a) The Director may, in addition to the au-
17 thority to delegate and redelegate contained in any other Act
18 in the exercise of the functions transferred to the Bureau by
19 this Act, delegate any of his functions to such officers and
20 employees of the Bureau as the Director may designate, and
21 may authorize such successive redelegations of such functions
22 as he may deem desirable.

23 (b) In order to carry out the provisions of this Act, the
24 Bureau is authorized—

25 (1) to adopt, alter, and use a seal;

1 (2) to adopt, amend, and repeal rules and regula-
2 tions governing the manner of its operations, organiza-
3 tion, and personnel, and the performance of the powers
4 and duties granted to or imposed upon it by law;

5 (3) to accept gifts or donations of services, money,
6 or property, real, personal, or mixed, tangible, or
7 intangible;

8 (4) to enter into contracts or other arrangements or
9 modifications thereof, with any agency or department of
10 the United States, or with any State or political subdivi-
11 sion thereof, or with any person, firm, association, or
12 corporation, and such contracts or other arrangements, or
13 modifications thereof, may be entered into without legal
14 consideration, without performance or other bonds, and
15 without regard to section 3709 of the Revised Statutes
16 (41 U.S.C. 5) ;

17 (5) to make advance, progress, and other pay-
18 ments which the Director deems necessary under this
19 Act without regard to the provisions of section 3648
20 of the Revised Statutes (31 U.S.C. 529) ;

21 (6) to utilize, with their consent, the services,
22 equipment, personnel, and facilities of any other depart-
23 ment or agency of the United States, with or without
24 reimbursement;

25 (7) to accept and utilize the services of voluntary

1 and uncompensated personnel and reimburse them for
2 travel expenses including per diem, as authorized by sec-
3 tion 5703 of title 5, United States Code;

4 (8) to make other necessary expenditures; and

5 (9) to take such other action as may be necessary
6 to carry out the provisions of this Act.

7 (c) Upon request made by the Director each Federal
8 department and agency is authorized and directed to make
9 its services, equipment, personnel, facilities, and information
10 (including suggestions, estimates, and statistics) available
11 to the greatest practicable extent consistent with the laws to
12 the Bureau in the performance of its functions.

13 EXPENSES OF UNFORESEEN EMERGENCIES OF A
14 CONFIDENTIAL CHARACTER

15 SEC. 7. Appropriations for the Bureau are available for
16 expenses of unforeseen emergencies of a confidential charac-
17 ter, when so specified in the appropriation concerned, to
18 be spent under the direction of the Director. The Director
19 shall certify the amount spent that he considers advisable
20 not to specify, and his certification is a sufficient voucher for
21 the amount therein expressed to have been spent.

22 ANNUAL REPORT

23 SEC. 8. The Director shall, as soon as practicable after
24 the end of each fiscal year, make a report in writing, to be
25 delivered simultaneously to the President and to the Congress,

1 on the activities of the Bureau during the preceding fiscal
2 year, including a complete financial statement describing
3 all expenses of the Bureau including confidential expenses
4 as certified by the Director under section 7 of this Act. Upon
5 the request of one-third of the members of the Judiciary
6 Committee of either the House of Representatives or the
7 Senate, the Director shall appear in person, during a closed
8 session of either such committee, or both, and shall respond
9 to any questions concerning the operation of the Bureau, and
10 shall, upon request, disclose all details concerning any ex-
11 penses certified as confidential under any such report.

12 SAVINGS PROVISIONS

13 SEC. 9. (a) All orders, determinations, rules, regula-
14 tions, permits, contracts, certificates, licenses, and privileges—

15 (1) which have been issued, made, granted, or
16 allowed to become effective in the exercise of functions
17 which are transferred under this Act, by (A) any de-
18 partment or agency, any functions of which are trans-
19 ferred by this Act, or (B) any court of competent juris-
20 diction; and

21 (2) which are in effect at the time this Act takes
22 effect, shall continue in effect according to their terms
23 until modified, terminated, superseded, set aside, or re-
24 pealed by the Director, by any court of competent
25 jurisdiction, or by operation of law.

1 (b) The provisions of this Act shall not affect any
2 proceedings pending at the time this section takes effect
3 before any department or agency, or part thereof, functions
4 of which are transferred by this Act, except that such pro-
5 ceedings, to the extent that they relate to functions so
6 transferred, shall be continued before the Bureau. Such pro-
7 ceedings, to the extent they do not relate to functions so trans-
8 ferred, shall be continued before the department or agency,
9 or part thereof, before which they were pending at the time
10 of such transfer. In either case orders shall be issued in such
11 proceedings, appeals shall be taken therefrom, and payments
12 shall be made pursuant to such orders, as if this Act had not
13 been enacted, and orders issued in any such proceedings
14 shall continue in effect until modified, terminated, super-
15 seded, or repealed by the Bureau, by a court of competent
16 jurisdiction, or by operation of law.

17 (c) (1) Except as provided in paragraph (2) —

18 (A) the provisions of this Act shall not affect suits
19 commenced prior to the date this section takes effect;
20 and

21 (B) in all such suits proceedings shall be had,
22 appeals taken, and judgments rendered, in the same
23 manner and effect as if this Act had not been enacted.

24 No suit, action, or other proceeding commenced by or
25 against any officer in his official capacity as an officer of any

1 department or agency, or part thereof, functions of which
2 are transferred by this Act, shall abate by reason of the
3 enactment of this Act. No cause of action by or against any
4 department or agency, or part thereof, functions of which are
5 transferred by this Act, or by or against any officer thereof
6 in his official capacity shall abate by reason of the enactment
7 of this Act. Causes of actions, suits, or other proceedings may
8 be asserted by or against the United States or such official
9 of the Bureau as may be appropriate and, in any litigation
10 pending when this section takes effect, the court may at any
11 time, on its own motion or that of any party, enter an order
12 which will give effect to the provisions of this subsection.

13 (2) if before the date on which this Act takes effect,
14 any department or agency, or officer thereof in his official
15 capacity, is a party to a suit, and under this Act—

16 (A) such department or agency, or any part there-
17 of, is transferred to the Bureau; or

18 (B) any function of such department or agency, or
19 part thereof, or officer is transferred to the Bureau,
20 then such suit shall be continued by the Bureau.

21 (d) With respect to any function transferred by this
22 Act and exercised after the effective date of this Act, refer-
23 ence in any other Federal law to any department or agency,
24 or part thereof, or officer so transferred or functions of which

1 are so transferred shall be deemed to mean the Bureau or
2 the officer in which such function is vested pursuant to this
3 Act.

4 (e) This Act shall not have the effect of releasing or
5 extinguishing any criminal prosecution, penalty, forfeiture,
6 or liability incurred as a result of any function transferred
7 under this Act.

8 (f) Orders and actions of the Bureau in the exercise
9 of functions transferred under this Act shall be subject
10 to judicial review to the same extent and in the same manner
11 as if such orders and actions had been by the department
12 or agency, or part thereof, exercising such functions, im-
13 mediately preceding their transfer. Any statutory require-
14 ments relating to notice, hearings, action upon the record,
15 or administrative review that apply to any function trans-
16 ferred by this Act shall apply to the exercise of such func-
17 tion by the Bureau.

18 (g) In the exercise of the functions transferred under
19 this Act, the Bureau shall have the same authority as
20 that vested in the department or agency, or part thereof,
21 exercising such functions immediately preceding their trans-
22 fer, and actions of the Bureau in exercising such functions
23 shall have the same force and effect as when exercised by
24 such department or agency.

REPEALER

SEC. 10. (a) (1) Chapter 33 of title 28, United States Code, is repealed.

(2) The table of chapters of part II of such title is amended by striking out

"33. Federal Bureau of Investigation..... 531".

(b) Title VI of the Omnibus Crime Control and Safe Streets Act of 1968 is repealed.

EFFECTIVE DATE; INITIAL APPOINTMENT OF OFFICERS

SEC. 11. (a) This Act, and amendments made by this Act, other than this section and section 9, shall take effect ninety days after the enactment of this Act, or on such prior date after enactment of this Act as the President shall prescribe and publish in the Federal Register.

(b) Notwithstanding subsection (a) of this section, any of the officers provided for in section 2 of this Act may be appointed in the manner provided for in this Act at any time after the date of enactment of this Act. Such officers shall be compensated from the date they first take office, at the appropriate rates provided for in this Act or amendments made by this Act. Such compensation and related expenses of such officers shall be paid from funds available for the functions to be transferred to the Bureau under this Act.

93D CONGRESS
1ST SESSION

S. 1707

A BILL

To establish the Federal Bureau of Investigation as an independent agency of the executive branch of the Government, responsible to the Congress, and to provide for the term and succession of the Director and Deputy Director.

By Mr. SCHWEIKER

MAY 3, 1973

Read twice and referred to the Committee on the
Judiciary

62-24172-333

98^D CONGRESS
1ST SESSION

S. 1500

IN THE SENATE OF THE UNITED STATES

APRIL 6, 1973

Mr. ROBERT C. BYRD (for himself, Mr. BENTSEN, and Mr. MANSFIELD) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To establish the Federal Bureau of Investigation as an independent agency of the executive branch of the Government

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That this Act may be cited as the "Federal Bureau of In-
4 vestigation Improvement Act".

5

ESTABLISHMENT

6 SEC. 2. (a) There is established as an independent es-
7 tablishment of the executive branch of the United States
8 Government, the Federal Bureau of Investigation (referred
9 to in this Act as the "Bureau").

10 (b) The Bureau shall be headed by a Director who shall

1 be appointed by the President, by and with the advice and
2 consent of the Senate, for a term of seven years. There shall
3 be in the Bureau a Deputy Director who shall be appointed
4 by the President, by and with the advice and consent of the
5 Senate, for a term of seven years. The Deputy Director shall
6 perform such functions as the Director may prescribe and
7 shall be the Acting Director during the absence or disability
8 of the Director or in the event of a vacancy in the position
9 of Director. Upon the expiration of his term, the Director
10 shall continue to serve until his successor has been appointed
11 and has qualified, except that the Director may not serve
12 under the authority of this sentence for a period longer than
13 one year after the expiration of that term.

14 (c) The President, by and with the advice and consent
15 of the Senate, is authorized to appoint within the Bureau not
16 to exceed eleven Assistant Directors.

17 FUNCTIONS

18 SEC. 3. There are transferred to the Bureau and the
19 Bureau shall perform all functions carried out by the Fed-
20 eral Bureau of Investigation, Department of Justice.

21 (b) There are transferred to the Bureau, and the
22 Bureau shall perform, all functions of the Attorney General,
23 with respect to, and being administered through, the Fed-
24 eral Bureau of Investigation, Department of Justice.

25 (c) The Bureau is authorized to—

1 (1) detect (and prosecute) crimes against the United
2 States;

3 (2) assist in the protection of the President; and

4 (3) upon the request of the President, conduct such
5 other investigations regarding official matters under the
6 control of the Department of Justice and the Depart-
7 ment of State as he may direct.

8 This subsection does not limit the authority of departments
9 and agencies to investigate crimes against the United States
10 when investigative jurisdiction has been assigned by law
11 to such departments and agencies.

12 (d) The Director shall—

13 (1) acquire, collect, classify, and preserve identifi-
14 cation, criminal identification, crime, and other records;
15 and

16 (2) exchange these records with, and for the official
17 use of authorized officials of the Federal Government,
18 the States, cities, and penal and other institutions.

19 The exchange of records authorized by clause (2) of this
20 subsection is subject to cancellation if dissemination is made
21 outside the receiving departments or related agencies.

22 (c) (1) The Director and the Bureau may investigate
23 any violation of title 18, United States Code, involving
24 Government officers and employees—

1 (A) notwithstanding any other provision of law;
2 and

3 (B) without limiting the authority to investigate
4 any matter which is conferred on them or on a de-
5 partment or agency of the Government.

6 (2) Any information, allegation, or complaint received
7 in a department or agency of the executive branch of the
8 Government relating to violations of such title 18 involving
9 Government officers and employees shall be expeditiously
10 reported to the Director by the head of the department or
11 agency, unless—

12 (A) the responsibility to perform an investigation
13 with respect thereto is specifically assigned otherwise
14 by any other provision of law; or

15 (B) as to any department or agency of the Gov-
16 ernment, the Director directs otherwise with respect
17 to a specified class of information, allegation, or com-
18 plaint.

19 (3) This section does not limit—

20 (A) the authority of the military departments to
21 investigate persons or offenses over which the armed
22 forces have jurisdiction under chapter 47 of title 10,
23 United States Code (the Uniform Code of Military
24 Justice) ; or

1 (B) the primary authority of the United States
2 Postal Service to investigate postal offenses.

3 PERSONNEL OF THE BUREAU

4 SEC. 4. (a) The Director may appoint such personnel
5 as may be necessary to carry out the provisions of this Act
6 without regard to the provisions of title 5, United States
7 Code, governing appointments in the competitive service.

8 (b) (1) Section 5313 of title 5, United States Code,
9 relating to level II of the Executive Schedule, is amended by
10 adding at the end thereof the following new paragraph:

11 “(22) Director, Federal Bureau of Investigation.”

12 (2) Section 5314 of such title, relating to level III of
13 the Executive Schedule, is amended by adding at the end
14 thereof the following new paragraph:

15 “(60) Deputy Director, Federal Bureau of Investi-
16 gation.”

17 (3) Section 5315 of such title, relating to level IV of
18 the Executive Schedule, is amended by adding at the end
19 thereof the following new paragraph:

20 “(98) Assistant Director, Federal Bureau of In-
21 vestigation (11).”

22 (c) The Director is authorized to fix the compensation
23 of the personnel of the Bureau and to prescribe their func-
24 tions and duties.

1 (d) The Director may obtain the services of experts
2 and consultants in accordance with the provisions of section
3 3109 of title 5, United States Code.

4 TRANSFERS

5 SEC. 5. (a) All personnel, assets, liabilities, contracts,
6 property, and records as are determined by the Director of
7 the Office of Management and Budget to be employed, held,
8 or used primarily in connection with any function transferred
9 under the provisions of section 3, are transferred to the
10 Bureau.

11 (b) All personnel transferred by this Act shall remain
12 in the excepted service.

13 ADMINISTRATIVE PROVISIONS

14 SEC. 6. (a) The Director may, in addition to the au-
15 thority to delegate and redelegate contained in any other
16 Act in the exercise of the functions transferred to the Bureau
17 by this Act, delegate any of his functions to such officers
18 and employees of the Bureau as the Director may designate,
19 and may authorize such successive redelegations of such
20 functions as he may deem desirable.

21 (b) In order to carry out the provisions of this Act, the
22 Bureau is authorized—

23 (1) to adopt, alter, and use a seal;

24 (2) to adopt, amend, and repeal rules and regu-
25 lations governing the manner of its operations, organi-

1 zation, and personnel, and the performance of the powers
2 and duties granted to or imposed upon it by law;

3 (3) to accept gifts or donations of services, money,
4 or property, real, personal, or mixed, tangible, or in-
5 tangible;

6 (4) to enter into contracts or other arrangements
7 or modifications thereof, with any agency or depart-
8 ment of the United States, or with any State or politi-
9 cal subdivision thereof, or with any person, firm, asso-
10 ciation, or corporation, and such contracts or other ar-
11 rangements, or modifications thereof, may be entered
12 into without legal consideration, without performance or
13 other bonds, and without regard to section 3709 of the
14 Revised Statutes (41 U.S.C. 5) ;

15 (5) to make advance, progress, and other pay-
16 ments which the Director deems necessary under this
17 Act without regard to the provisions of section 3648 of
18 the Revised Statutes (31 U.S.C. 529) ;

19 (6) to utilize, with their consent, the services,
20 equipment, personnel, and facilities of any other depart-
21 ment or agency of the United States, with or without
22 reimbursement;

23 (7) to accept and utilize the services of voluntary
24 and uncompensated personnel and reimburse them for

1 travel expenses including per diem, as authorized by
2 section 5703 of title 5, United States Code;

3 (8) to make other necessary expenditures; and

4 (9) to take such other action as may be necessary
5 to carry out the provisions of this Act.

6 (c) Upon request made by the Director each Federal
7 department and agency is authorized and directed to make
8 its services, equipment, personnel, facilities, and information
9 (including suggestions, estimates, and statistics) available
10 to the greatest practicable extent consistent with the laws to
11 the Bureau in the performance of its functions.

12 EXPENSES OF UNFORESEEN EMERGENCIES OF A

13 CONFIDENTIAL CHARACTER

14 SEC. 7. Appropriations for the Bureau are available for
15 expenses of unforeseen emergencies of a confidential char-
16 acter, when so specified in the appropriation concerned, to
17 be spent under the direction of the Director. The Director
18 shall certify the amount spent that he considers advisable
19 not to specify, and his certification is a sufficient voucher for
20 the amount therein expressed to have been spent.

21 ANNUAL REPORT

22 SEC. 8. The Director shall, as soon as practicable after
23 the end of each fiscal year, make a report in writing to the
24 President for submission to the Congress on the activities
25 of the Bureau during the preceding fiscal year.

1 : SAVINGS PROVISIONS

2 SEC. 9. (a) All orders, determinations, rules, regulations,
3 permits, contracts, certificates, licenses, and privileges—

4 (1) which have been issued, made, granted, or
5 : : allowed to become effective in the exercise of functions
6 which are transferred under this Act, by (A) any
7 department or agency, any functions of which are trans-
8 ferred by this Act, or (B) any court of competent juris-
9 diction; and

10 (2) which are in effect at the time this Act takes
11 effect,
12 shall continue in effect according to their terms until modified,
13 terminated, superseded, set aside; or repealed by the Director,
14 by any court of competent jurisdiction, or by operation of
15 law.

16 (b) The provisions of this Act shall not affect any pro-
17 ceedings pending at the time this section takes effect before
18 any department or agency, or part thereof, functions of which
19 are transferred by this Act, except that such proceedings, to
20 the extent that they relate to functions so transferred, shall be
21 continued before the Bureau. Such proceedings, to the extent
22 they do not relate to functions so transferred, shall be con-
23 tinued before the department or agency, or part thereof,
24 before which they were pending at the time of such transfer.

1 In either case orders shall be issued in such proceedings,
2 appeals shall be taken therefrom, and payments shall be
3 made pursuant to such orders, as if this Act had not been en-
4 acted, and orders issued in any such proceedings shall con-
5 tinue in effect until modified, terminated, superseded, or
6 repealed by the Bureau, by a court of competent jurisdiction,
7 or by operation of law.

8 (c) (1) Except as provided in paragraph (2) —

9 (A) the provisions of this Act shall not affect suits
10 commenced prior to the date this section takes effect; and

11 (B) in all such suits proceedings shall be had, ap-
12 peals taken, and judgments rendered, in the same man-
13 ner and effect as if this Act had not been enacted.

14 No suit, action, or other proceeding commenced by or against
15 any officer in his official capacity as an officer of any de-
16 partment or agency, or part thereof, functions of which are
17 transferred by this Act, shall abate by reason of the enact-
18 ment of this Act. No cause of action by or against any de-
19 partment or agency, or part thereof, functions of which are
20 transferred by this Act, or by or against any officer thereof
21 in his official capacity shall abate by reason of the enactment
22 of this Act. Causes of actions, suits, or other proceedings may
23 be asserted by or against the United States or such official
24 of the Bureau as may be appropriate and, in any litigation
25 pending when this section takes effect, the court may at any

1 time, on its own motion or that of any party, enter an order
2 which will give effect to the provisions of this subsection.

3 (2) If before the date on which this Act takes effect,
4 any department or agency, or officer thereof in his official
5 capacity, is a party to a suit, and under this Act—

6 (A) such department or agency, or any part
7 thereof, is transferred to the Bureau; or

8 (B) any function of such department or agency,
9 or part thereof, or officer is transferred to the Bureau,
10 then such suit shall be continued by the Bureau.

11 (d) With respect to any function transferred by this
12 Act and exercised after the effective date of this Act, ref-
13 erence in any other Federal law to any department or
14 agency, or part thereof, or officer so transferred or functions
15 of which are so transferred shall be deemed to mean the
16 Bureau or the officer in which such function is vested pur-
17 suant to this Act.

18 (e) This Act shall not have the effect of releasing or
19 extinguishing any criminal prosecution, penalty, forfeiture,
20 or liability incurred as a result of any function transferred
21 under this Act.

22 (f) Orders and actions of the Bureau in the exercise
23 of functions transferred under this Act shall be subject to
24 judicial review to the same extent and in the same manner
25 as if such orders and actions had been by the department

1 or agency, or part thereof, exercising such functions, imme-
 2 diately preceding their transfer. Any statutory requirements
 3 relating to notice, hearings, action upon the record, or ad-
 4 ministrative review that apply to any function transferred
 5 by this Act shall apply to the exercise of such function by
 6 the Bureau.

7 (g) In the exercise of the functions transferred under
 8 this Act, the Bureau shall have the same authority as that
 9 vested in the department or agency, or part thereof, exer-
 10 cising such functions immediately preceding their transfer,
 11 and actions of the Bureau in exercising such functions shall
 12 have the same force and effect as when exercised by such
 13 department or agency.

14 **REPEALER**

15 SEC. 10. (a) (1) Chapter 33 of title 28, United States
 16 Code, is repealed.

17 (2) The table of chapters of part II of such title is
 18 amended by striking out

"33. Federal Bureau of Investigation----- 531".

19 (b) Title VI of the Omnibus Crime Control and Safe
 20 Streets Act of 1968 is repealed.

21 **EFFECTIVE DATE; INITIAL APPOINTMENT OF OFFICERS**

22 SEC. 11. (a) This Act, and amendments made by this
 23 Act, other than this section, shall take effect ninety days
 24 after the enactment of this Act, or on such prior date after

1 enactment of this Act as the President shall prescribe and
2 publish in the Federal Register.

3 (b) Notwithstanding subsection (a) of this section, any
4 of the officers provided for in section 2 of this Act may be
5 appointed in the manner provided for in this Act, at any
6 time after the date of enactment of this Act. Such officers
7 shall be compensated from the date they first take office,
8 at the appropriate rates provided for in this Act or amend-
9 ments made by this Act. Such compensation and related
10 expenses of such officers shall be paid from funds avail-
11 able for the functions to be transferred to the Bureau under
12 this Act.

93D CONGRESS
1ST SESSION

S. 1500

A BILL

To establish the Federal Bureau of Investigation as an independent agency of the executive branch of the Government.

By Mr. ROBERT C. BYRD, Mr. BENTSEN, and Mr.
MANSFIELD

APRIL 6, 1973

Read twice and referred to the Committee on the
Judiciary

62-24172-333

\$ 1500

APRIL 6, 1973

A BILL

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That this Act may be cited as the “Federal Bureau of In-
4 vestigation Improvement Act”.

6 SEC. 2. (a) There is established as an independent es-
7 tablishment of the executive branch of the United States
8 Government, the Federal Bureau of Investigation (referred
9 to in this Act as the "Bureau").

II

1 be appointed by the President, by and with the advice and
2 consent of the Senate, for a term of seven years. There shall
3 be in the Bureau a Deputy Director who shall be appointed
4 by the President, by and with the advice and consent of the
5 Senate, for a term of seven years. The Deputy Director shall
6 perform such functions as the Director may prescribe and
7 shall be the Acting Director during the absence or disability
8 of the Director or in the event of a vacancy in the position
9 of Director. Upon the expiration of his term, the Director
10 shall continue to serve until his successor has been appointed
11 and has qualified, except that the Director may not serve
12 under the authority of this sentence for a period longer than
13 one year after the expiration of that term.

14 (c) The President, by and with the advice and consent
15 of the Senate, is authorized to appoint within the Bureau not
16 to exceed eleven Assistant Directors.

17 FUNCTIONS

18 SEC. 3. There are transferred to the Bureau and the
19 Bureau shall perform all functions carried out by the Fed-
20 eral Bureau of Investigation, Department of Justice.

21 (b) There are transferred to the Bureau, and the
22 Bureau shall perform, all functions of the Attorney General,
23 with respect to, and being administered through, the Fed-
24 eral Bureau of Investigation, Department of Justice.

25 (c) The Bureau is authorized to—

1 (1) detect and prosecute crimes against the United
2 States;

3 (2) assist in the protection of the President; and

4 (3) upon the request of the President, conduct such
5 other investigations regarding official matters under the
6 control of the Department of Justice and the Depart-
7 ment of State as he may direct.

8 This subsection does not limit the authority of departments
9 and agencies to investigate crimes against the United States
10 when investigative jurisdiction has been assigned by law
11 to such departments and agencies.

12 (d) The Director shall—

13 (1) acquire, collect, classify, and preserve identifi-
14 cation, criminal identification, crime, and other records;
15 and

16 (2) exchange these records with, and for the official
17 use of authorized officials of the Federal Government,
18 the States, cities, and penal and other institutions.

19 The exchange of records authorized by clause (2) of this
20 subsection is subject to cancellation if dissemination is made
21 outside the receiving departments or related agencies.

22 (c) (1) The Director and the Bureau may investigate
23 any violation of title 18, United States Code, involving
24 Government officers and employees—

1 (A) notwithstanding any other provision of law;
2 and

3 (B) without limiting the authority to investigate
4 any matter which is conferred on them or on a de-
5 partment or agency of the Government.

6 (2) Any information, allegation, or complaint received
7 in a department or agency of the executive branch of the
8 Government relating to violations of such title 18 involving
9 Government officers and employees shall be expeditiously
10 reported to the Director by the head of the department or
11 agency, unless—

12 (A) the responsibility to perform an investigation
13 with respect thereto is specifically assigned otherwise
14 by any other provision of law; or

15 (B) as to any department or agency of the Gov-
16 ernment, the Director directs otherwise with respect
17 to a specified class of information, allegation, or com-
18 plaint.

19 (3) This section does not limit—

20 (A) the authority of the military departments to
21 investigate persons or offenses over which the armed
22 forces have jurisdiction under chapter 47 of title 10,
23 United States Code (the Uniform Code of Military
24 Justice) ; or

1 (B) the primary authority of the United States
2 Postal Service to investigate postal offenses.

3 PERSONNEL OF THE BUREAU

4 SEC. 4. (a) The Director may appoint such personnel
5 as may be necessary to carry out the provisions of this Act
6 without regard to the provisions of title 5, United States
7 Code, governing appointments in the competitive service.

8 (b) (1) Section 5313 of title 5, United States Code,
9 relating to level II of the Executive Schedule, is amended by
10 adding at the end thereof the following new paragraph:

11 “(22) Director, Federal Bureau of Investigation.”

12 (2) Section 5314 of such title, relating to level III of
13 the Executive Schedule, is amended by adding at the end
14 thereof the following new paragraph:

15 “(60) Deputy Director, Federal Bureau of Investi-
16 gation.”

17 (3) Section 5315 of such title, relating to level IV of
18 the Executive Schedule, is amended by adding at the end
19 thereof the following new paragraph:

20 “(98) Assistant Director, Federal Bureau of In-
21 vestigation (11).”

22 (c) The Director is authorized to fix the compensation
23 of the personnel of the Bureau and to prescribe their func-
24 tions and duties.

1 (d) The Director may obtain the services of experts
2 and consultants in accordance with the provisions of section
3 3109 of title 5, United States Code.

4 TRANSFERS

5 SEC. 5. (a) All personnel, assets, liabilities, contracts,
6 property, and records as are determined by the Director of
7 the Office of Management and Budget to be employed, held,
8 or used primarily in connection with any function transferred
9 under the provisions of section 3, are transferred to the
10 Bureau.

11 (b) All personnel transferred by this Act shall remain
12 in the excepted service.

13 ADMINISTRATIVE PROVISIONS

14 SEC. 6. (a) The Director may, in addition to the au-
15 thority to delegate and redelegate contained in any other
16 Act in the exercise of the functions transferred to the Bureau
17 by this Act, delegate any of his functions to such officers
18 and employees of the Bureau as the Director may designate,
19 and may authorize such successive redelegations of such
20 functions as he may deem desirable.

21 (b) In order to carry out the provisions of this Act, the
22 Bureau is authorized—

23 (1) to adopt, alter, and use a seal;

24 (2) to adopt, amend, and repeal rules and regu-
25 lations governing the manner of its operations, organi-

1 zation, and personnel, and the performance of the powers
2 and duties granted to or imposed upon it by law;

3 (3) to accept gifts or donations of services, money,
4 or property, real, personal, or mixed, tangible, or in-
5 tangible;

6 (4) to enter into contracts or other arrangements
7 or modifications thereof, with any agency or depart-
8 ment of the United States, or with any State or politi-
9 cal subdivision thereof, or with any person, firm, asso-
10 ciation, or corporation, and such contracts or other ar-
11 rangements, or modifications thereof, may be entered
12 into without legal consideration, without performance or
13 other bonds, and without regard to section 3709 of the
14 Revised Statutes (41 U.S.C. 5) ;

15 (5) to make advance, progress, and other pay-
16 ments which the Director deems necessary under this
17 Act without regard to the provisions of section 3648 of
18 the Revised Statutes (31 U.S.C. 529) ;

19 (6) to utilize, with their consent, the services,
20 equipment, personnel, and facilities of any other depart-
21 ment or agency of the United States, with or without
22 reimbursement;

23 (7) to accept and utilize the services of voluntary
24 and uncompensated personnel and reimburse them for

1 travel expenses including per diem, as authorized by
2 section 5703 of title 5, United States Code;

3 (8) to make other necessary expenditures; and

4 (9) to take such other action as may be necessary
5 to carry out the provisions of this Act.

6 (c) Upon request made by the Director each Federal
7 department and agency is authorized and directed to make
8 its services, equipment, personnel, facilities, and information
9 (including suggestions, estimates, and statistics) available
10 to the greatest practicable extent consistent with the laws to
11 the Bureau in the performance of its functions.

12 EXPENSES OF UNFORESEEN EMERGENCIES OF A

13 CONFIDENTIAL CHARACTER

14 SEC. 7. Appropriations for the Bureau are available for
15 expenses of unforeseen emergencies of a confidential char-
16 acter, when so specified in the appropriation concerned, to
17 be spent under the direction of the Director. The Director
18 shall certify the amount spent that he considers advisable
19 not to specify, and his certification is a sufficient voucher for
20 the amount therein expressed to have been spent.

21 ANNUAL REPORT

22 SEC. 8. The Director shall, as soon as practicable after
23 the end of each fiscal year, make a report in writing to the
24 President for submission to the Congress on the activities
25 of the Bureau during the preceding fiscal year.

1 : SAVINGS PROVISIONS

2 SEC. 9. (a) All orders, determinations, rules, regulations,
3 permits, contracts, certificates, licenses, and privileges—

4 (1) which have been issued, made, granted, or
5 allowed to become effective in the exercise of functions
6 which are transferred under this Act, by (A) any
7 department or agency, any functions of which are trans-
8 ferred by this Act, or (B) any court of competent juris-
9 diction; and

10. (2) which are in effect at the time this Act takes
11. effect,
12. shall continue in effect according to their terms until modified,
13. terminated, superseded, set aside, or repealed by the Director;
14. by any court of competent jurisdiction, or by operation of
15. law.

(b) The provisions of this Act shall not affect any proceedings pending at the time this section takes effect before any department or agency, or part thereof, functions of which are transferred by this Act, except that such proceedings, to the extent that they relate to functions so transferred, shall be continued before the Bureau. Such proceedings, to the extent they do not relate to functions so transferred, shall be continued before the department or agency, or part thereof, before which they were pending at the time of such transfer.

1 In either case orders shall be issued in such proceedings,
2 appeals shall be taken therefrom, and payments shall be
3 made pursuant to such orders, as if this Act had not been en-
4 acted, and orders issued in any such proceedings shall con-
5 tinue in effect until modified, terminated, superseded, or
6 repealed by the Bureau, by a court of competent jurisdiction,
7 or by operation of law.

8 (c) (1) Except as provided in paragraph (2) —

9 (A) the provisions of this Act shall not affect suits
10 commenced prior to the date this section takes effect; and

11 (B) in all such suits proceedings shall be had, ap-
12 peals taken, and judgments rendered, in the same man-
13 ner and effect as if this Act had not been enacted.

14 No suit, action, or other proceeding commenced by or against
15 any officer in his official capacity as an officer of any de-
16 partment or agency, or part thereof, functions of which are
17 transferred by this Act, shall abate by reason of the enact-
18 ment of this Act. No cause of action by or against any de-
19 partment or agency, or part thereof, functions of which are
20 transferred by this Act, or by or against any officer thereof
21 in his official capacity shall abate by reason of the enactment
22 of this Act. Causes of actions, suits, or other proceedings may
23 be asserted by or against the United States or such official
24 of the Bureau as may be appropriate and, in any litigation
25 pending when this section takes effect, the court may at any

1 time, on its own motion or that of any party, enter an order
2 which will give effect to the provisions of this subsection.

3 (2) If before the date on which this Act takes effect,
4 any department or agency, or officer thereof in his official
5 capacity, is a party to a suit, and under this Act—

6 (A) such department or agency, or any part
7 thereof, is transferred to the Bureau; or

8 (B) any function of such department or agency,
9 or part thereof, or officer is transferred to the Bureau,
10 then such suit shall be continued by the Bureau.

11 (d) With respect to any function transferred by this
12 Act and exercised after the effective date of this Act, ref-
13 erence in any other Federal law to any department or
14 agency, or part thereof, or officer so transferred or functions
15 of which are so transferred shall be deemed to mean the
16 Bureau or the officer in which such function is vested pur-
17 suant to this Act.

18 (e) This Act shall not have the effect of releasing or
19 extinguishing any criminal prosecution, penalty, forfeiture,
20 or liability incurred as a result of any function transferred
21 under this Act.

22 (f) Orders and actions of the Bureau in the exercise
23 of functions transferred under this Act shall be subject to
24 judicial review to the same extent and in the same manner
25 as if such orders and actions had been by the department

1 or agency, or part thereof, exercising such functions, imme-
 2 diately preceding their transfer. Any statutory requirements
 3 relating to notice, hearings, action upon the record, or ad-
 4 ministrative review that apply to any function transferred
 5 by this Act shall apply to the exercise of such function by
 6 the Bureau.

7 (g) In the exercise of the functions transferred under
 8 this Act, the Bureau shall have the same authority as that
 9 vested in the department or agency, or part thereof, exer-
 10 cising such functions immediately preceding their transfer;
 11 and actions of the Bureau in exercising such functions shall
 12 have the same force and effect as when exercised by such
 13 department or agency.

14 REPEALER

15 SEC. 10. (a) (1) Chapter 33 of title 28, United States
 16 Code, is repealed.

17 (2) The table of chapters of part II of such title is
 18 amended by striking out

... "33. Federal Bureau of Investigation----- 531".

19 (b) Title VI of the Omnibus Crime Control and Safe
 20 Streets Act of 1968 is repealed.

21 EFFECTIVE DATE; INITIAL APPOINTMENT OF OFFICERS

22 SEC. 11. (a) This Act, and amendments made by this
 23 Act, other than this section, shall take effect ninety days
 24 after the enactment of this Act, or on such prior date after

1 enactment of this Act as the President shall prescribe and
2 publish in the Federal Register.

3 (b) Notwithstanding subsection (a) of this section, any
4 of the officers provided for in section 2 of this Act may be
5 appointed in the manner provided for in this Act, at any
6 time after the date of enactment of this Act. Such officers
7 shall be compensated from the date they first take office,
8 at the appropriate rates provided for in this Act or amend-
9 ments made by this Act. Such compensation and related
10 expenses of such officers shall be paid from funds avail-
11 able for the functions to be transferred to the Bureau under
12 this Act.

93D CONGRESS
1ST SESSION

S. 1500

A BILL

To establish the Federal Bureau of Investigation as an independent agency of the executive branch of the Government.

By Mr. ROBERT C. BYRD, Mr. BENTSEN, and Mr.
MANSFIELD

APRIL 6, 1973

Read twice and referred to the Committee on the
Judiciary

62-24172-333

93^d CONGRESS
1ST SESSION

S. 1502

IN THE SENATE OF THE UNITED STATES

APRIL 6, 1973

Mr. JACKSON introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To promote, preserve, protect, and guarantee the independent professionalism of the Federal Bureau of Investigation by making organizational changes in the Office of Director; by requiring that the Office of Director be filled only by qualified persons having professional law enforcement experience; by establishing a fifteen-year term for the Office of Director; by setting forth conditions for removal of the Director from office; by limiting the term of any person nominated and confirmed as Director before the passage of this Act; and by requiring the Director to submit an annual report to Congress to be referred to the Government Operations Committees of the House and Senate for consideration and appropriate legislative recommendations.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 That this Act may be cited as the "Federal Bureau of In-
2 vestigation Reorganization and Reform Act of 1973".

3 SEC. 2. The Congress declares that it is a matter of
4 utmost national importance that the Federal Bureau of Inves-
5 tigation perform its appointed law enforcement functions in a
6 manner characterized by the highest degree of independent
7 professionalism. The Congress further declares that it is a
8 matter of utmost national importance that the Federal Bureau
9 of Investigation perform its functions free from any influence,
10 political or otherwise, that would tend to impair, impede,
11 or compromise the independent professionalism of the Fed-
12 eral Bureau of Investigation. Further, it is the express policy
13 and intent of the Congress that the President of the United
14 States in appointing an individual to be Director of the Fed-
15 eral Bureau of Investigation shall observe the purposes and
16 provisions of this Act.

17 SEC. 3. The Director of the Federal Bureau of Investiga-
18 tion shall be appointed by the President of the United States
19 by and with the advice and consent of the Senate. The Presi-
20 dent of the United States shall make a nomination for Direc-
21 tor of the Federal Bureau of Investigation within sixty days
22 after a vacancy occurs in that office. The President of the
23 United States shall also have the power to name an interim
24 Director of the Federal Bureau of Investigation who shall

1 serve until the permanent Director of the Federal Bureau of
2 Investigation is confirmed by the Senate.

3 SEC. 4. No person shall be qualified or eligible to be
4 appointed by the President of the United States to serve as
5 interim Director of the Federal Bureau of Investigation, or
6 nominated by the President of the United States to be
7 Director of the Federal Bureau of Investigation unless that
8 person has at least fifteen years experience in the field of law
9 enforcement, of which at least the last ten years of this ex-
10 perience shall have been in a responsible position in the
11 Federal Bureau of Investigation.

12 SEC. 5. The Director of the Federal Bureau of Investi-
13 gation shall hold office for a term beginning upon his con-
14 firmation by the Senate and expiring fifteen years after the
15 date upon which he was confirmed. A person holding the
16 Office of Director of the Federal Bureau of Investigation
17 shall not be eligible for reappointment after the expiration
18 of his term, nor shall a Director of the Federal Bureau of
19 Investigation be eligible for reappointment if his tenure in
20 office expired by resignation, or by removal for cause, as
21 hereinafter provided by this Act.

22 SEC. 6. The Director of the Federal Bureau of Investi-
23 gation may be removed from office for only the following
24 reasons:

- 1 (1) permanent incapacity,
- 2 (2) neglect of duty,
- 3 (3) malfeasance in office,
- 4 (4) any felony or conduct involving moral turpitude.

5 SEC. 7. Upon attaining seventy years of age, the Direc-
6 tor of the Federal Bureau of Investigation shall be retired.

7 SEC. 8. The term of office of any person nominated and
8 confirmed by the Senate to be Director of the Federal Bureau
9 of Investigation prior to the enactment of this Act shall not
10 extend beyond January 1, 1974. Nothing in this Act shall
11 be interpreted to prevent the renomination of the person who
12 is the incumbent Director of the Federal Bureau of Inves-
13 tigation on the date of enactment of this Act, if he meets the
14 criterion of eligibility established by this Act.

15 SEC. 9. The Director of the Federal Bureau of Investi-
16 gation shall prepare and transmit on January 1 of every
17 year an annual report to Congress. The report shall be
18 referred to the Committees on Government Operations of
19 the House and Senate for review, and for the submission
20 of such recommendations to the House and Senate as the
21 committees deem necessary and desirable.

A BILL

To promote, preserve, protect, and guarantee the independent professionalism of the Federal Bureau of Investigation by making organizational changes in the Office of Director; by requiring that the Office of Director be filled only by qualified persons having professional law enforcement experience; by establishing a fifteen-year term for the Office of Director; by setting forth conditions for removal of the Director from office; by limiting the term of any person nominated and confirmed as Director before the passage of this Act; and by requiring the Director to submit an annual report to Congress to be referred to the Government Operations Committees of the House and Senate for consideration and appropriate legislative recommendations.

By Mr. JACKSON

APRIL 6, 1973

Read twice and referred to the Committee on the
Judiciary

62-24174-333

ENCLOSURE

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afu

62-24172-333